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U. S. House of Representatives

CONTESTED ELECTION CASE

327894

OF

WILLIAM CONNELL vs. GEORGE, HOWE

FROM THE

TENTH CONGRESSIONAL DISTRICT OF THE
STATE OF PENNSYLVANIA.

IN FOUR PARTS.

Part 3.

WASHINGTON:
GOVERNMENT PRINTING OFFICE.
1903.

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May 1912

U.S. - Election
Connell vs.
Howell (Case)

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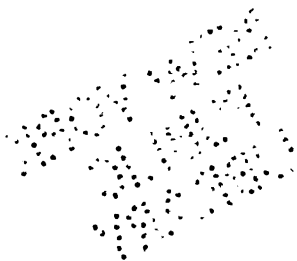
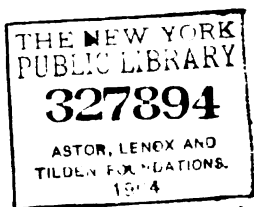
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CONTESTED ELECTION CASE
OF
WILLIAM CONNELL vs. GEORGE HOWELL,

FROM THE
TENTH CONGRESSIONAL DISTRICT OF THE STATE OF PENNSYLVANIA.

(CONTINUED.)

THOMAS McHALE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. You live in the South district of Carbondale Township?—A. Yes, sir.
Q. Whereabouts?—A. Upper Powderley road.
Q. Near the schoolhouse?—A. Yes, sir.
Q. How long have you lived there?—A. Since the 1st of last April.
Q. Where did you live before that?—A. 83 Locust street, in the Second district, Fourth Ward of this city.
Q. Where were you born?—A. Pittston.
Q. How old are you?—A. Thirty-five.
Q. Have you got a tax receipt?—A. No, sir.
Q. Did you mark your own ballot last fall?—A. Yes, sir.
Q. Anyone in the little stall with you when you marked it?—A. No, sir.
Q. What do you work at?—A. Laborer in the mines.
Q. Which mines?—A. No. 1, D. and H.
Q. What time of the day did you vote?—A. Five o'clock.
Q. You did vote for the office of Congressman, did you?—A. Yes, sir.

MIKE BATTLE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Battle?—A. South district, Carbondale Township.
Q. On what road do you live?—Lower Powderley road, near the schoolhouse.
Q. How long have you lived there?—A. Twenty-four years.
Q. All the time?—A. Yes, sir.
Q. Where were you born?—A. Right there on the South side.
Q. Have you got a tax receipt?—A. Yes, sir.
Q. Let me see it.
(Witness produces receipt.)
Q. Is this your receipt?—A. Yes, sir.
Q. This tax was stopped, was it?—A. Yes, sir.
Q. You were a miner and had chamber No. 62 at that time—is that right—or were you a laborer for the miner?—A. Laborer for the miner.
Q. Your miner had chamber No. 62?—A. Yes, sir.
Q. Have you got another tax receipt?—A. No.
Q. Who paid this tax?—A. It was stopped out of my pay.
Q. Can you tell us who paid it?—A. I paid it, I suppose.
Q. You paid it ultimately, but from whom was it stopped?—A. The D. and H. stopped it out of my pay.
Q. Did you give them any orders to do that?—A. No.
(The witness produces a tax receipt, No. 151, dated December 23, 1901, reading as follows: Received of John Battle, stopped from Mike Battle, the sum of \$2.54, including a county tax of 30 cents. Carbondale Township, Patrick Casey, collector.)
Q. You read and write?—A. Yes, sir.
Q. Did you mark your own ballot?—A. Yes, sir.

- Q. Anyone in the stall with you when you marked it?—A. No, sir.
 Q. What time of the day did you vote?—A. About 2 o'clock.
 Q. Whereabouts do you work?—A. Powderley mines.
 Q. What is your occupation?—A. Laborer.
 Q. You voted for the office of Congressman, did you, last fall?—A. Yes, sir.

JAMES WALKER, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Walker?—A. South district of Carbondale Township.
 Q. On what road?—A. Lower Powderley road, near the schoolhouse.
 Q. How long have you lived there?—A. Thirty-six years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. 36 years.
 Q. Then you were born up there in the township, were you?—A. No, sir—yes, sir.
 Q. When you said Carbondale you meant Carbondale Township?—A. Yes, sir.
 Q. Have you got a tax receipt?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did you pay it yourself out of your own money?—A. Yes, sir.
 (The witness produces a tax receipt, No. 213, dated April 10, 1902, showing the payment of a county tax in the township of Carbondale for the year 1901, Casey, collector.)
 Q. You read and write, do you?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. What time of day did you vote?—A. I kept no record.
 Q. Morning or afternoon?—A. In the afternoon.
 Q. Where do you work now?—A. Powderley's mines.
 Q. What is your occupation?—A. Miner.

OWEN McDONALD, called by contestant and sworn.

Direct examination by Mr. HOLGATE.

- Q. Where do you live, Mr. McDonald?—A. Carbondale Township.
 Q. South district?—A. Yes, sir.
 Q. Powderley road?—A. Yes, sir.
 Q. Near the schoolhouse, is it?—Yes, sir.
 Q. How long have you lived there?—A. Twenty-six years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale Township.
 Q. How old are you?—A. 26.
 Q. Have you got a tax receipt?—A. Yes, sir.
 Q. Is this yours?—A. Yes, sir.
 Q. Pay it yourself out of your own money?—A. Yes, sir.
 (The witness produces a tax receipt, No. 177, dated February 27, 1902, showing the payment of a county tax for the year 1901, Carbondale Township, Casey, collector.)
 Q. You read and write, do you?—A. Yes, sir.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the stall with you when you marked it?—A. No, sir.
 Q. Where do you work now?—A. Powderley's mines.
 Q. What is your occupation?—A. Miner.

PETER CORCORAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Corcoran?—A. Carbondale Township.
 Q. South district?—A. Yes, sir.
 Q. Powderley road?—A. Yes, sir.
 Q. Near the schoolhouse?—A. Yes, sir.
 Q. How long have you lived there?—A. Forty-five years.
 Q. Where were you born?—A. Carbondale Township.
 Q. How old are you?—A. Forty-five.
 Q. Lived there all your life, have you, continuously?—A. Yes.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. Is this yours?—A. Yes, sir.
 Q. Pay this yourself out of your own money?—A. Yes, sir.
 (The witness produces a tax receipt, No. 172, dated January 10, 1901, showing the

payment of a county tax for the year 1901, Carbondale Township, signed Casey, collector.)

- Q. You read and write, do you?—A. Yes, sir.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the little stall with you when you marked it?—A. No, sir.
- Q. What time of the day did you vote?—A. In the afternoon.
- Q. Where do you work?—A. Powderley mines.
- Q. What is your occupation?—A. Miner.

JAMES GERRITY, called by contestant and sworn.

By Mr. HOLGATE:

- Q. Where do you live, Mr. Gerrity?—A. South district of Carbondale Township.
- Q. That is all.

THOMAS H. CUMMINGS, sr., called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. You live in the South district of Carbondale Township?—A. Yes, sir.
- Q. And on the Powderly road near the schoolhouse?—A. Yes; the upper Powderley.
- Q. How long have you lived there?—A. About fifty-odd years in the township.
- Q. How long have you lived in that district?—A. About thirty-odd years.
- Q. Now, where were you born?—A. I was born in York State.
- Q. What is your age?—A. Something over 60.
- Q. What part of New York State were you born in?—A. A place called Black Creek, I think.
- Q. When did you come to Pennsylvania?—A. It is a good while ago.
- Q. Have you a tax receipt?—A. Yes, sir.
- Q. Let me see it.
- (Witness produces a receipt.)
- Q. Of course you haven't got any citizen paper?—A. Oh, no; I was born a citizen.
- Q. Is this your receipt?—A. Yes, sir.
- Q. Pay this tax yourself out of your own money?—A. Yes, sir.
- (The witness produces a tax receipt, No. 242, dated May 31, 1902, showing the payment of a county tax for the year 1901, Carbondale Township, Casey, collector.)
- Q. Do you read and write?—A. Yes, sir.
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Anyone in the stall with you when you marked it?—A. No, sir.
- Q. Now, what do you work at, Mr. Cummings?—A. I am acting the gentleman, doing nothing.
- Q. Where are you following that occupation?—A. I am following that occupation now pretty near a year.
- Q. Where?—A. Around the house; looking after the women folks, and cats and dogs and—are you—
- Q. Good-by, sir; that is all.

WILLIAM BRADLEY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Bradley?—A. Down at Powderleys.
- Q. That is in the South district of Carbondale Township?—A. Yes, sir.
- Q. Near the schoolhouse?—A. Yes, sir.
- Q. How long have you lived there?—A. About ten or fifteen years.
- Q. All the time?—A. All the time.
- Q. Where were you born?—A. Plymouth, Luzerne County.
- Q. How old are you?—A. Twenty-six.
- Q. Have you a tax receipt?—A. Yes, sir.
- Q. Let me see it.
- (Witness produces receipt.)
- Q. This is your tax receipt, is it?—A. Yes, sir.
- Q. Pay this tax yourself out of your own money?—A. Yes, sir.
- (The witness produces a tax receipt, No. 215, dated April 11, 1902, showing the payment of a county tax for the year 1901, Carbondale Township, Casey, collector.)
- Q. Do you read and write?—A. Yes, sir.
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Was there anyone in the little stall with you when you marked it?—A. No, sir.
- Q. What time of the day did you vote?—A. Five o'clock.

- Q. What do you work at?—A. Powderley mines.
 Q. What is your occupation?—A. Miner's laborer.
 Q. You voted for the office of Congressman last fall election?—A. Yes, sir.

PETER CAIN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Mr. Cain, you live in the South district of Carbondale Township, do you?—A. Yes, sir.
 Q. On the Powderley road?—A. No, sir; I live on Cain street.
 Q. Is that near any building, or breaker, or schoolhouse, or anything of that kind?—A. It is very close to buildings.
 Q. Which one?—A. To my own and to several neighbors around.
 Q. Will you give us the name of one neighbor around?—A. Patrick Gavin, Mike McFadden, Thomas Mangan—
 Q. How long have you lived in that district?—A. About thirty years, I think.
 Q. All the time?—A. Pretty much all the time.
 Q. How much of it haven't you lived there?—A. About six months.
 Q. When was that?—A. One time when No. 3 was drowned out.
 Q. How many years ago—I don't care about the remnants?—A. About twenty-seven or twenty-eight.
 Q. Have you lived there twenty-seven or twenty-eight years continuously?—A. Yes, sir, I have; some thirty years—I put it down at thirty years.
 Q. Where were you born, Mr. Cain?—A. I was born in Ireland, sir.
 Q. And how old are you?—A. I am 46, I think.
 Q. When did you come to this country?—A. In '73.
 Q. How long have you been in this section of the country?—A. I told you before.
 Q. Tell me again.—A. About thirty years.
 Q. Then you came directly here after you landed?—A. Yes, sir.
 Q. Have you got a citizen paper?—A. I have, sir.
 Q. Let me see it.—A. I haven't them with me.
 Mr. HOLGATE. I ask that that answer be stricken out.
 Q. You have no paper here?—A. I have tax papers.
 Q. Let me see your tax receipt.—A. I have two of them, I think I have half a dozen of them.
 Q. One will do. Is this your tax receipt, Mr. Cain?—A. Yes, sir.
 Q. Did you pay it yourself out of your own money?—A. Out of my own money.
 (The witness produces a tax receipt, No. 250, dated September 7, 1902, showing the payment of a county tax in Carbondale Township, for the year 1901, signed Casey, collector.)
 Q. Of course you marked your own ballot?—A. I did, sir.
 Q. You were a clerk on the board that day, weren't you, at that election?—A. I was, sir.
 Q. Who appointed you?—A. Well, the inspector come after me.
 Q. Which one?—A. Irving Osborne, he came to the house for me.
 Q. What time did he come after you?—A. Well, it was maybe a little after 7 o'clock.
 Q. Well, how much after?—A. Between 7 and 8, I think.
 Q. Was it half past 7?—A. Well, I would not say exactly that.
 Q. It was before 8 o'clock, was it?—A. It was, sir, yes.
 Q. And when did you get there? When you got there who did you find at the polls?—A. I found them all at the polls.
 Q. At the polling place, who did you find there?—A. Around the board, you mean?
 Q. Who did you find there?—A. There was quite a number of people around.
 Q. Had anybody voted when you got there?—A. No, sir.
 Q. There had been no votes cast?—A. Not one vote.
 Q. You are sure of that?—A. Yes, sir.
 Q. Had the board organized?—A. They would not be fully organized until there would be a full board, would they?
 Q. I don't know—do you?—A. I don't know that either.
 Q. Did it take an extra clerk to make a full board?—A. Would they, Mr. Holgate, be organized until I got there?
 Q. Don't you know it is a lawyer's province to ask questions and the witness's place to answer them? Had they organized when you got there?—A. There was four of them there previous to me.
 Q. Had they organized before you got there?—A. I don't understand.
 Q. Had they organized when you got there?—A. Then we were a full board.

Q. Answer my question, please. Did they organize after you got there?—A. They were all sworn but me.

Q. How do you know?—A. To the best of my knowledge. They swore me then.

Q. You didn't see them sworn, did you?—A. No, sir. Why should they swear me?

Q. I don't know. You had better see that judge— A. I am just as honest as anybody that was there. The suggestion is that they swore every person that was on the board, to the best of my opinion.

Q. Now, Mr. Cain, you know who was elected inspectors of election there last February, don't you?—A. I ought to know, but my memory might fail me a little.

Q. Were either one of the gentlemen that were acting as inspectors at the November election elected at the preceding election?—A. No, sir; I don't think so. I think they would not act that day.

Q. So that neither of the regularly elected inspectors acted that day?—A. They would not act that day.

Q. They didn't act, and these men had never been elected?—A. There was one that was acting as inspector most all the time there—Osborne.

Q. I haven't asked you that, sir. I ask you whether either of the elected inspectors were acting as inspectors that day?—A. Well, let me see. No; I would not say that they were.

Q. You did not see either of those men sworn in?—A. No; only myself.

Q. You held up your hand and took the oath as clerk?—A. I did, sir.

Q. Were you there all day?—A. I was there until the polls closed and until the votes was counted. I was there the whole time, only about fifteen minutes I went to dinner, and there was a majority of the board there all the time. Three of them would be there when we would go to have a lunch.

Q. Any time during the day did you run out of ballots?—A. No, sir.

Q. Did you tell any person that came there to vote that you had no ballots to give them?—A. I didn't handle them, sir.

Q. If you told any person there that day, at any time during the day, that you had no ballots to hand out to them?—A. No, sir.

Q. Did the board say anything about that?—A. I don't know, sir.

Q. You were not paying any attention to that?—A. I had enough to do to attend to my own business. I don't know anything about that.

LUKE LARKIN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. You live in the South district of Carbondale Township?—A. Yes, sir.

Q. Whereabouts?—A. Powderleys.

Q. Near what place?—A. Near the power house.

Q. How long have you lived there?—A. In the neighborhood of twenty-one or twenty-two years.

Q. All the time?—A. Not all the time.

Q. How long have you lived there continuously, just before last election?—A. About six years.

Q. Where were you born?—A. Born in Ireland.

Q. How old are you?—A. Forty-three.

Q. When did you come to this country?—A. Twenty-two years the 2d of May.

Q. Did you land at New York?—A. Yes, sir.

Q. And came directly here?—A. Yes, sir.

Q. And been here ever since?—A. With the exception of two years.

Q. Have you a citizen paper?—A. Yes, sir.

Q. Let me see it.—A. I haven't got it here.

Mr. HOLGATE. I move that the answer be stricken out.

Q. You have no paper here? Have you got a tax receipt?—A. Yes, sir.

Q. Let me see it.

(Witness produces receipt.)

Q. This is your tax receipt?—A. Yes, sir.

Q. Pay it yourself, out of your own money?—A. No; my wife paid the taxes; my own money, though.

Q. You told her to pay it?—A. Yes, sir.

Q. And gave her this sum of money?—A. Yes, sir.

(The witness produces a tax receipt, No. 218, dated April 16, 1902, showing the payment of a county tax for the year 1901, Carbondale Township, signed Patrick Casey, collector.)

Q. You read and write?—A. Yes, sir.

Q. Mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

- Q. What time of day did you vote?—A. Between 6 and 7 o'clock.
 Q. What do you work at?—A. Miner.
 Q. Where?—A. Powderley mines.

ALEX. McDONALD, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. McDonald?—A. Carbondale Township.
 Q. South district?—A. Yes, sir.
 Q. What road do you live on?—A. Near Powderley's mines.
 Q. How long have you lived there?—A. I guess I am living there all my lifetime.
 Q. Born there?—A. Yes, sir.
 Q. How old are you?—A. About 38 years.
 Q. Tax receipt?—A. Yes, sir.
 Q. Is this yours?—A. Yes, sir.
 Q. Pay this yourself out of your own money?—A. Yes, sir.
 (The witness produces a tax receipt, No. 246, dated May 23, 1901, showing the payment of a county tax, Carbondale Township, for the year 1900, Casey, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you?—A. No, sir.

ABRAHAM LLEWELLYN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Llewellyn?—A. Pike street, Carbondale.
 Q. What number?—A. No. 85.
 Q. What ward and district is that?—A. First district, Fourth Ward, Carbondale.
 Q. How long have you lived there?—A. In the neighborhood of twenty years.
 Q. All the time?—A. Yes, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old are you?—A. About 48 years.
 Q. When did you come to this country?—A. I am danged if I can tell. In 1882 I took out my papers.
 Q. I didn't ask you that. When did you come to this country?—A. It must be about 1880.
 Q. How old were you when you came here?—A. About 28.
 Q. And you are now how old?—A. About 48.
 Q. You have been here about twenty years, then?—A. Yes; over. I would not be certain how long I am here.
 Q. Are you here more than twenty years?—A. I think so.
 Q. How much more?—A. I could not tell you. I could not tell the year I came in.
 Q. Have you lived here all the time since you came here?—A. With the exception of one year I lived down country before I came up here. I lived in Lehigh one year.
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. Yes, sir.
 (The witness produces a naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th day of October, 1882, showing the naturalization of Abraham Llewellyn, a native of Ireland.)
 Q. You say you came here in 1880?—A. I think it was that year; I would not be positive.
 Q. Tax receipt?
 (Witness produces receipt.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Pay this tax yourself, out of your own money?—A. Yes, sir. I didn't pay it myself, but it was paid out of my money.
 Q. Who paid it?—A. I could not tell which one of the family.
 (The witness produces a tax receipt, dated November 18, 1901, showing the payment of a county tax for the year 1901, signed Wm. Passmore, collector.)
 Q. You read and write, do you?—A. Yes, sir.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Where do you work?—A. Powderley mines.
 Q. What is your occupation?—A. Miner.

Cross-examination by Mr. BRENNAN:

- Q. You would not swear positively that you came to the country in 1880?—A. I would not be positive of the year I came in.

Q. It might have been 1875? It might have been earlier or later?—A. But I know it was not later.

Q. Can not you fix it more definitely—how many years you were in the country?—

A. I could not; only by them papers.

Q. How long were you in the country when you got them?—A. About two years, I think.

Q. How long were you down in Pottsville?—A. I was on and off. I came up here and down two or three different times.

A. Can not you tell the year you came to this country? A. No; I can not.

Q. Isn't there something that you can fix it by?—A. I could not swear to the year I came into the country, and therefore I won't be positive.

Q. You might have been in the country five years before you got those papers?

Mr. HOLGATE. I object to that question.

Q. Would you swear that you were here five years?—A. I would not; what I am not sure of I will not swear.

Q. You might have been here five years?—A. I might have been five, and I might have been ten; but I doubt it very much.

Q. You might have been here five?—A. I doubt that, too.

FRANK JUDGE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Judge?—A. In the First district, Fourth Ward, of Carbondale.

Q. What is your street and number?—A. Pearl street; there is no number on the house.

Q. Between what streets is it?—A. Between South Main street and South Church street.

Q. How long have you lived there?—A. Since the 7th day of last May.

Q. Where did you live before that?—A. Second district of the Fourth Ward.

Q. How long did you live there?—A. I was born there.

Q. How old are you?—A. Twenty-nine years.

Q. Have you got a tax receipt?—A. Yes, sir.

Q. Let me see it.

(Witness produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay this tax yourself, out of your own money?—A. Yes, sir.

(The witness produces a tax receipt, dated February 28, 1902, showing the payment of a county tax for the year 1901, in the Third Ward of the city of Carbondale, signed Wm. Passmore, collector.)

Q. Did you ever live in the Third Ward?—A. No, sir; First district, Fourth Ward.

Q. Do you read and write?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the little stall with you when you marked it?—A. No, sir.

Q. What time of the day did you vote?—A. About 6 o'clock; between 6 and 7.

Q. Where do you work?—A. At the brewery.

Q. Whose?—A. Krantz's brewery.

MICHAEL CANNON, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Cannon?—A. Pike street, in this city.

Q. What number?—A. No. 82.

Q. Is that in the First district, Fourth Ward?—A. Yes, sir.

Q. How long have you lived there?—A. About thirty years.

Q. You have lived in that ward and district continuously that length of time, have you?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old are you?—A. About 52.

Q. How long have you been in this country?—A. About 32 years.

Q. How long have you been in this neighborhood, up around here?—A. Since I came to the country.

Q. Have you got a citizen paper?—A. Yes, sir.

Q. Let me see it.

(Witness produces paper.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(The witness produces a naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th day of October, 1882, showing the naturalization of Michael Cannon, a native of Ireland.)

Q. Have you a tax receipt?—A. I have one.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Represented by this receipt and paid it out of your own money?—A. Yes, sir.

Q. Have you got another one?—A. No, sir.

(The witness produces a tax receipt, dated November 10, 1902, for the year 1901, showing the payment of a county tax, signed Wm. Passmore, collector.)

Q. Do you read and write?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. What is your occupation?—A. Fireman or watchman.

Q. Where?—A. At the Powderley mines.

Q. That is in Carbondale Township?—A. Yes, sir.

Q. You voted at the election held last November for the office of Congressman, did you?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. This is the only tax receipt you have with you?—A. Yes, sir.

Q. Have you other tax receipts?

Mr. HOLGATE. I object to the question. We have not inquired into any other.

PATRICK FINNIGAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Finnigan?—A. I live within a few yards of the Powderley road, on South Main street.

Q. What is the number?—A. 22.

Q. 22 South Main street?—A. I live near it, I say; near South Main street.

Q. 22 what street do you live?—A. 22 Parish court.

Q. That is your street and number, is it?—A. Yes, sir.

Q. Is that in the First district, Fourth Ward, of Carbondale?—A. Yes, sir.

Q. How long have you lived there?—A. Over thirty years, or thereabouts.

Q. Where were you born?—A. In Ireland.

Q. How old are you?—A. About fifty-five.

Q. When did you come to this country?—A. I can not give you the time.

Q. How many years have you been in the country?—A. About forty-five years.

Q. You landed at New York, did you?—A. I did, sir.

Q. How long did you stay there?—A. A couple of weeks.

Q. Then came here to this section?—A. Yes, sir.

Q. And you have been here ever since?—A. Yes, sir.

Q. Have you a citizen paper?—A. Yes, sir.

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Not when I got that one; I lost the other one.

Q. You were in court and sworn when you got the original of this paper?—A. Yes, sir.

(The witness produces a duplicated certificate of naturalization issued out of the court of quarter sessions of Lackawanna County the 29th day of July, 1897, showing the naturalization of Patrick Finnigan, a native of Ireland, in the mayor's court of the city of Carbondale, for the term of October, 1860.)

Q. Have you got a tax receipt?—A. Yes, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself out of your own money?—A. Yes, sir.

(The witness produces a tax receipt dated January 2, 1902, showing the payment of a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Can you read and write, Mr. Finnigan?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Where do you work?—A. I am janitor in the No. 3 school.

MICHAEL BROWN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Brown?—A. 53 Havana street, First district, Fourth Ward, Carbondale.

Q. How long have you lived there?—A. Thirty-six years.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Right there.

Q. And is that your age, 36?—A. Yes, sir.

Q. Have you got a tax receipt?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you pay this tax yourself out of your own money?—A. Yes, sir.

(The witness produces a tax receipt dated April 17, 1902, showing the payment of a county tax for the year 1901, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

Q. When did you get that receipt?—A. Whatever date it is dated on.

Q. You got that on the date it is dated, did you?—A. Yes, sir.

Q. More than a year ago?—A. Yes, sir.

Q. Where do you work?—A. I work up to Watkins's mines.

Q. What is your occupation?—A. Miner.

MICHAEL FINNIGAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Finnigan?—A. First district, Fourth Ward.

Q. What is your street and number?—A. 103 Pike street.

Q. How long have you lived there?—A. Forty years.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Right there.

Q. And you are 40 years old then?—A. Yes, sir.

Q. Tax receipt?

(Witness produces receipt.)

Q. Did you pay this tax yourself out of your own money?—A. No, sir; it was stopped by the company.

Q. What company?—A. D. & H. No. 1 shaft.

Q. Where did you get this receipt?—A. From the D. & H.

Q. What is your occupation?—A. Miner.

Q. You were working up there at that time, were you?—A. Yes, sir.

Q. And was there more than one Michael Finnigan up there?—A. Not there.

Q. Was there working for the company?—A. Yes; one on Brooklyn street.

Q. Now, you say this tax was stopped by the company?—A. Yes, sir.

Q. Did you authorize them to stop it?—A. No, sir.

(The witness produces a tax receipt, dated December 16, 1901, showing the payment of a county tax for the year 1901. No ward given. Signed Wm. Passmore, collector.)

Q. By Mike Finnigan, No. 1 and 3?—A. I am the only Mike I guess there, that is mine.

Mr. HOLGATE. I offer the tax receipt in evidence, marked "Exhibit No. 14," as follows:

Carbondale, Pa., December 16, 1900 (1901 stamped with rubber stamp over 1900).

Mike Finegan, No. 1 and 3, ———.

Your State tax for the year 1900 is \$.....

County tax for the year 1900 (1901 stamped with rubber stamp over the figures 1901) is 2.90

Your bridge tax for the year 1900 is

Your bicycle tax for the year 1900 is

Total 2.90

Received payment.

WM. PASSMORE, Collector.

Q. Do you read and write?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the stall with you when you marked it?—A. No, sir.

Q. You are a miner?—A. Yes, sir.

Q. You worked up here?—A. Yes, sir; in the No. 1 shaft.

Cross-examination by Mr. BRENNAN:

Q. Was there any other Michael Finnigan working there?—A. Outside, but not inside.

THOMAS BOYLE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Boyle?—A. First district, Fourth Ward.
- Q. What street and number?—A. 150 South Main.
- Q. How long have you lived there?—A. Ten years.
- Q. All the time, that ten years?—A. Yes, sir.
- Q. Where were you born?—A. Ireland.
- Q. How old are you?—A. Thirty-nine.
- Q. When did you come to this country?—A. In 1888.
- Q. Did you come directly to this section of the country?—A. Yes.
- Q. Been here ever since?—A. Yes, sir.
- Q. Have you a citizen paper?—A. Yes, sir.
- Q. Is this your paper?—A. Yes, sir.
- Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

(The witness produces a naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, dated the 26th day of December, 1892, showing the naturalization of Thomas Boyle, a native of Ireland.)

- Q. Tax receipt?
- (Witness produces receipt.)
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Did you pay this tax yourself out of your own money?—A. No, sir.
- Q. Was it stopped?—A. No, sir.

(The witness produces a tax receipt, dated February 12, 1901, showing the payment of a county tax for the year 1900, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

- Q. Can you read and write?—A. Yes, sir.
- Q. Anyone in the booth with you when you marked your ballot?—A. No, sir.
- Q. You marked it yourself, did you?—A. Yes, sir.
- Q. What is your occupation?—A. Miner.
- Q. Where?—A. Powderley mines.

JOHN CONERTON, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Conerton?—A. First district, Fourth Ward.
- Q. What is your street and number?—A. South Main street; No. 130.
- Q. How long have you lived there?—A. I lived in that house about twenty-five years.
- Q. Continuously?—A. Yes, sir.
- Q. Where were you born?—A. Born in Ireland.
- Q. How old are you?—A. About—I ain't exactly sure—I am about 55, I think.
- Q. When did you come to this country?—A. In 1859.
- Q. Can you tell us how old you were when you came here?—A. Well, I think I was about 12 or 13 years of age. I can not tell—something around there.
- Q. And you came directly to this section, did you?—A. Yes, sir.
- Q. And you have been here ever since?—A. Yes, sir.
- Q. Have you a citizen paper here?—A. No, sir; I haven't it here.
- Q. Have you a tax receipt?—A. I have.
- Q. Let me see it.—A. Yes, sir.
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Pay this tax yourself out of your own money, did you?—A. I didn't but one of my boys did.

(The witness produces a tax receipt dated May 1, 1902, showing the payment of a county tax for the year 1901, in the Fourth Ward of Carbondale, Passmore, collector.)

- Q. You marked your own ballot, did you?—A. Yes, sir.
- Q. Was there anyone in the booth with you?—A. No, sir.

JOHN HOWARD, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Howard?—A. First district, Fourth Ward.
- Q. What is your street and number?—A. 119 Pike street.
- Q. How long have you lived there?—A. Fifty-two years.
- Q. Continuously?—A. Yes, sir.
- Q. Where were you born?—A. Right there.
- Q. Tax receipt?
- (Witness produces a receipt.)

- Q. Did you mark your own ballot last fall?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Is this your tax receipt?—A. It is mine.
 Q. Did you pay it yourself out of your own money?—A. Yes, sir.
 (The witness produces a tax receipt dated October 8, 1901, showing the payment of a county tax for the year 1900, Wm. Passmore, collector.)
 Q. Where do you work?—A. Powderley mines.
 Q. What is your occupation?—A. Miner.

LAWRENCE BURKE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Burke?—A. Pike street.
 Q. What street and number?—A. No. 96 Pike street.
 Q. Is that in the First district, Fourth Ward, of the city of Carbondale?—A. First district, Fourth Ward.
 Q. How long have you lived there?—A. All my lifetime.
 Q. How old are you?—A. Forty-seven.
 Q. Born there?—A. A little ways down from there.
 Q. Was it in the same ward?—A. No, right across the river, in Brooklyn.
 Q. Born here in Carbondale?—A. Yes.
 Q. And you lived here all your life?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Your tax was stopped, was it?—A. Yes, sir.
 Q. Both of them were stopped, weren't they?—A. Yes, sir.
 Q. Where do you work?—A. Powderley mines.
 Q. How long have you worked there?—A. About thirty years, I guess, or more.
 Q. Did you give the company any orders to pay this tax?—A. No, sir.
 Q. Neither one of them?—A. No, sir.
 Q. You are able to pay your own taxes, aren't you?—A. Yes, sir.
 (The witness produces a tax receipt, dated December 16, 1901, showing the payment of a county tax for the year 1900, signed Wm. Passmore, collector.
 Also a tax receipt, dated same date, showing the payment of a county tax for the year 1901, signed Wm. Passmore, collector. Both tax receipts having been stopped by the company, and marked "Lab. Coll. 145.")
 Q. You never authorized the company to collect this from your wages?—A. No, sir.
 Q. Can you read and write?—A. No, sir.
 Q. Did you mark your own ballot last fall?—A. Well, I marked it; yes.
 Q. Was there anyone in the little booth with you when you marked it?—A. Yes, sir.
 Q. Who was it?—A. Andrew Nichol.
 Q. Where does he live?—A. He lives on Walshs hill.
 Q. What ward is that in?—A. I believe it is in the First district and Fourth Ward.
 Q. Where did you see him on election day?—A. I saw him in the booth.
 Q. You met him there, did you?—A. Yes, sir.
 Q. Have any talk with him?—A. No, sir; I asked the judge of election if I could not take him in, and they sent him in; I asked for him.
 Q. What did you say to the judge of election when you asked for him?—A. I asked them if he would let me take him in there to show me where to mark my ballot.
 Q. Is that all you said?—A. Yes, sir.
 Q. And you and Mr. Nichol went in there?—A. Yes, sir.
 Q. You were acquainted with Mr. Nichol, were you?—A. Yes, sir.
 Q. Did you tell Mr. Nichol how you wanted to vote? Who you wanted to vote for?—A. I told him I wanted to vote a certain ballot, and he showed me the party, and I marked it on the top.
 Q. You marked it yourself?—A. Yes, sir.
 Q. If he had shown you on a sample ballot outside you could have gone in and marked it alone, couldn't you?—A. Yes, sir.
 Q. If he had just taken that sample ballot and shown you where to put that cross in, you could have gone into the booth and done it yourself?—A. Yes, sir.
 Q. You had been voting for a good many years?—A. Yes, sir.
 Q. Do you always have somebody to help you?—A. Yes, sir.
 Q. Every time?—A. Yes, sir.
 Q. And from the fact that you had voted all those years, if anybody had shown you where to put that cross, you could have done it?—A. Yes, sir.
 Q. You put the cross in the ring above the names you wanted to vote for?—A. Yes; I wanted to vote the straight ticket.
 Q. You know that you did vote that straight ticket?—A. Yes, sir.

- Q. You could tell that by looking at it?—A. Yes, sir.
- Q. You had talked that matter over with others and examined the ballot and knew it, didn't you?—A. Yes, sir.
- Q. What time of the day did you vote?—A. Five o'clock.
- Q. Where do you work?—A. Powderleys.
- Q. Miner or laborer?—A. I call it miner; I have half a place.
- Cross-examination by Mr. BRENNAN:
- Q. Did you state any reason to the judge when you asked for assistance?—A. Yes; I told him I would like to have a man to show me where to mark the ballot.
- Q. For what reason?—A. Because I wanted to vote a certain ballot, that is all.
- Q. Can you read or write?—A. No.
- Q. Did you tell the judge that?—A. Yes; I told him; that is what I wanted assistance for.
- Q. That you could not read or write?—A. Yes, sir.
- Q. (By Mr. HOLGATE.) Were you acquainted with the judge of election?—A. I forget, now, who he was.

JOHN INGERMAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Ingerman?—A. Powderley road.
- Q. You are in the South district, are you?—A. No; Fourth Ward, First district, Carbondale.
- Q. What is your street and number?—A. No; no number on the house.
- Q. Near what place is it; near what place do you live?—A. Turnbull's greenhouse.
- Q. How long have you lived there?—A. Three years and a half.
- Q. Where did you live before that?—A. I lived in the Third Ward of Carbondale.
- Q. Where were you born?—A. New York City.
- Q. How old are you?—A. Twenty-eight; pretty near 29.
- Q. Have you a tax receipt?—A. No, sir.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the booth with you?—A. No, sir.
- Q. What time of the day did you vote?—A. Four o'clock in the afternoon—a few minutes after.
- Q. What do you work at?—A. Laborer in the mines.
- Q. What mines?—A. No. 1.
- Q. Did you pay any tax?—A. In 1899 I did.
- Q. Did you pay any after that?—A. No, sir; not after that.
- Q. Have you any objection to telling me who you voted for; you needn't do it if you don't want to?—A. Oh, yes; I have.

JOHN FARRELL, called by contestant and sworn. First district, Fourth Ward, Carbondale. Witness dismissed.

THOMAS GOLDEN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Golden?—A. Fourth Ward, First district.
- Q. What is your street and number?—A. 9 Havana street.
- Q. How long have you lived there?—A. All my lifetime.
- Q. How long is that?—A. About 47 years.
- Q. You were born there, were you?—A. Yes, sir.
- Q. Have you got a tax receipt?—A. Yes, sir.
- Q. Let me see it.
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Did you pay this tax yourself and out of your own money?—A. I didn't pay it myself; they were stopped in the mines.
- Q. Whereabouts do you work?—A. In the No. 3 mines.
- Q. What is your occupation?—A. Miner.
- Q. You are a miner?—A. Yes, sir.
- Q. Some other Thomas Golden there, is there, working there either as laborer or miner?—A. Not that I know of.
- Q. Now, this tax, or both of these taxes were stopped out of your wages, weren't they—the taxes for 1900 and the tax for 1901? Did you authorize the company to pay these taxes?—A. No, sir.
- Q. You never gave any order to do that?—A. No, sir.
- Q. And it was taken out of your wages without your authority?—A. Yes, sir.

(The witness produces a tax receipt, dated December 16, 1901, showing the payment of a county tax for the year 1900 in the ——— Ward, William Passmore, collector, indorsed "Miner No. 12.")

Also tax receipt, dated December 16, 1901, showing the payment of a county tax for the year 1901, indorsed "Miner No. 12," and showing the payment by Thomas Golden, Nos. 1 and 3, signed by Passmore, collector.)

Q. You read and write, do you?—A. Yes, sir.

Q. Did you mark your own ballot last fall?—A. Yes, sir.

Q. Anyone in the little stall with you when you marked it?—A. No, sir.

Q. I think you said you were a miner?—A. Yes, sir.

Q. And you are working now in what mines?—A. I am in No. 1 mines now.

Q. You voted for the office of Congressman last fall, did you?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. You don't know of any other Thomas Golden living in your ward?—A. Not as I know of; I don't think there is.

Q. Any Thomas Golden owning property working at No. 1 or No. 3?

Mr. HOLGATE. I object to the question as not cross-examination.

Q. Is this a property or an occupation tax?

Mr. HOLGATE. I object to the question. The tax receipt is the best evidence of what it is.

Q. Is there any Thomas Golden working at No. 1?—A. No, sir; I don't think there is.

Q. Any Thomas Golden working at No. 3?—A. No.

Q. You are the only Thomas Golden working there?—A. I am the only Thomas Golden working there that I know of.

Q. These are taxes paid on your property—your taxes?—A. Yes.

MARK BRENNAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Brennan?—A. South Church street.

Q. What number?—A. Number 1.

Q. Is that in the First district, Fourth Ward, of the city of Carbondale?—A. Yes, sir.

Q. How long have you lived there?—A. About 17 years, I guess.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—Q. In this town.

Q. How old are you?—A. I am over 50.

Q. Tax receipt?

(Witness produces a receipt.)

Q. Got another?—A. That is all I have got with me.

(The witness produces a tax receipt dated January 1, 1903, showing the payment of a county tax for the year 1901 in the Fourth Ward of the city of Carbondale, Passmore, collector.)

Q. You read and write, do you?—A. No, sir.

Q. Was there anyone in the booth with you when you marked your ballot?—A. Yes, sir.

Q. Who was it?—A. Tom Savage.

Q. Where does he live?—A. In the First district, Fourth Ward.

Q. Where did you meet him that day?—A. In the booth.

Q. Did you have any conversation with him?—A. I said I was going in to vote and I asked him to go in and help me; that I didn't understand my ballot; and he said all right; and I asked the judge and he said yes.

Q. Did you tell the judge why you wanted him?—A. Yes, sir.

Q. What did you say to him?—A. To help me to get through the ballot; that I didn't understand it rightly.

Q. That is all you said to him?—A. That is all I said to him.

Q. He told you you might have him, did he?—A. Yes, sir.

Q. And you took him in?—A. Yes, sir.

Q. Did he show you how to mark the ballot?—A. Yes, sir.

Q. Then did you mark it yourself?—A. No, sir.

Q. He marked it?—A. Yes, sir; he marked it.

Q. There is nothing the matter with your eyesight?—A. No, sir.

Q. Or your hands?—A. No, sir.

Q. If he had shown you outside how to mark the ballot couldn't you have gone in and marked it?—A. Yes, sir.

Q. Do you always have somebody to help you?—A. No, sir; not always.

Q. Sometimes you mark your own?—A. Yes, sir.
 Q. And you marked a straight ticket?—A. Yes, sir.
 Q. What time of the day did you vote?—A. About 3 o'clock; somewhere around there.

Q. What is your occupation?—A. Miner.
 Q. Where?—A. Powderleys.
 Q. You voted for the office of Congressman last fall, did you?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Did you say anything to the judge of election about not being able to read or write?—A. I told him that.
 Q. When you asked for assistance?—A. Yes, sir.

PATRICK CONERTON, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Conerton?—A. First district, Fourth Ward.
 Q. What street and number?—A. South Church street, No. 130.
 Q. How long have you lived there?—A. Lived there since 1865.
 Q. All the time?—A. Yes, sir.
 Q. Where were you born?—A. Ireland.
 Q. When did you come to this country?—A. 1861.
 Q. How old are you now?—A. Going on 50.
 Q. You came here in 1861?—A. Yes, sir.
 Q. Landed at New York, did you?—A. Yes, sir.
 Q. How long did you stay there?—A. I could not tell that.
 Q. When did you come to this section of the country?—A. Right straight.
 Q. You have been here ever since?—A. Yes, sir.
 Q. Have you a citizen paper?—A. Yes, sir.
 Q. Let me see it, please.
 (Witness produces paper.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got this paper?—A. Yes, sir.
 (The witness produces a naturalization certificate issued out of the mayor's court of the city of Carbondale, dated the 28th day of September, 1872, showing the naturalization of Patrick Conerton, a native of Ireland.)
 Q. Tax receipt?—A. No, sir; I have none.
 Q. You read and write, do you?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. You voted at the election held last fall for the office of Congressman?—A. Yes, sir.
 Q. Where do you work?—A. Work in the mines.
 Q. What mines?—A. The Powderley mines.
 Q. What is your occupation?—A. Miner.

JOSEPH FLANNERY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Flannery?—A. No. 3 Powderley road.
 Q. Is that in the First district, Fourth Ward, of the city of Carbondale?—A. Yes, sir.
 Q. Now, Mr. Flannery, when were you born?—A. October 6, 1880.
 Q. And where?—A. Powderley road, where I live now.
 Q. Have you lived there ever since?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you got a tax receipt?—A. No, sir; I voted on age.
 Q. You never paid any taxes?—A. No, sir.
 Q. Did you vote last fall for the office of Congressman?—A. Yes, sir.
 Q. How many times had you voted?—A. I voted in the February election; that was the first time.
 Q. You are clear about the date of your birth, October the 6th?—A. Yes, sir.
 Q. 1880?—A. Yes, sir.
 Q. There is no mistake about that?—A. No, sir.
 Q. You have seen a record of it?—A. No, sir.
 Q. But your mother told you so?—A. Yes, sir.
 Q. She told you so a good many times?—A. Yes, sir.
 Q. And you have kept track of it?—A. Yes, sir.

Q. Year by year?—A. Yes, sir.

Q. And you are quite sure; there is no question at all about it?—A. Sure.

Q. You are quite positive?—A. Quite positive.

Q. And you never paid any taxes?—A. No, sir.

JOHN BARRETT, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Barrett?—A. First district, Fourth Ward.

Q. What is your street and number?—A. 39 Powderley street.

Q. How long have you lived there?—A. About twenty-eight years, continuously.

Q. Where were you born?—A. Right in the First district, Fourth Ward.

Q. You were born here in Carbondale?—A. Yes, sir.

Q. How old are you?—A. I was born in 1866.

Q. Have you got a tax receipt?—A. Yes, sir.

Q. Let me see it?

(Produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay it yourself, out of your own money?—A. Yes, sir.

(The witness produces a tax receipt dated December 22, 1901, showing the payment of a county tax in the Fourth Ward, Carbondale, for the year 1900, Passmore, collector.)

Q. Do you read and write?—A. Yes, sir.

Q. Did you mark your own ballot last fall?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

THOMAS FEE, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Fee?—A. First district, Fourth Ward.

Q. Of the city of Carbondale?—A. Yes, sir.

Q. You voted at the last election, did you?—A. Yes, sir.

(Witness dismissed.)

PATRICK FLANNERY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Flannery?—A. First district, Fourth Ward of Carbondale—50 Sand street.

Q. You voted at the last election for the office of Congressman, did you?—A. Yes, sir.

Q. That is all.

(Witness dismissed.)

JOHN BUCKLEY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Buckley?—A. No. 25 Sand street.

Q. First district, Fourth Ward, of Carbondale?—A. Yes, sir.

Q. You voted for the office of Congressman last fall, did you?—A. Yes, sir.

Q. That is all.

(Witness dismissed.)

J. W. COREY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Corey?—A. 133 South Church street.

Q. Is that the First district, Fourth Ward, of Carbondale?—A. Yes, sir.

(Witness dismissed.)

THOMAS DELANEY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

Q. Mr. Delaney, where do you live?—A. 23 Sand street.

Q. Is that in the First district, Fourth Ward, of Carbondale?—A. Yes, sir.

Q. How long have you lived there?—A. There three years.

Q. Continuously?—A. Yes, sir.

Q. Where did you live before you moved there?—A. Four months in the Fifth Ward.

- Q. Where were you born?—A. In Ireland.
 Q. How old are you?—A. Forty-seven.
 Q. When did you come to this country?—A. 1883.
 Q. Have you got a paper?—A. Yes, sir.
 Q. Have you a tax receipt there, too?—A. No, sir.
 Q. You have no tax receipt?—A. No.
 Q. This is your paper, is it?—A. Yes, sir.
 Q. Were you in court and sworn when you got this paper?—A. Yes.
 (The witness produces a naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 26th day of November, 1895, showing the naturalization of Thomas Delaney, a native of Ireland.)
 Q. You have no tax receipt?—A. No, sir.
 Q. Do you read and write?—A. Yes, sir.
 Q. Did you mark your own ballot last fall?—A. Yes, sir.
 Q. Anyone in the little stall with you when you marked it?—A. No, sir.
 Q. What time of day did you vote?—A. Late in the afternoon.
 Q. Where do you work?—A. No. 1 mines.
 Q. What is your occupation?—A. Miner.

DAVID BUCKLEY, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Buckley?—A. I live on Sand street.
 Q. Is that in the First district of the Fourth Ward of the city of Carbondale?—A. Yes, sir; No. 17 Sand street.
 Q. You voted last fall for the office of Congressman, did you?—A. I did, sir.
 Q. Good afternoon, sir; that is all.

FRANK BRENNAN, called by contestant and sworn.

Direct examination by Mr. HOLGATE:

- Q. What is your name?—A. Frank Brennan.
 Q. Where do you live?—A. South Church street, No. 1.
 Q. Is that in the First district, Fourth Ward, of Carbondale?—A. Yes, sir.
 Q. Can you give us the date of your birth?—A. 1880, October the 9th.
 Q. There is no mistake about that now, is there?—A. No, sir.
 Q. Is there a record in your house?—A. Yes, sir.
 Q. Have you seen it?—A. Yes, sir.
 Q. And your mother told you?—A. I have seen it myself.
 Q. How long have you lived in that ward and district?—A. About sixteen years.
 Q. Have you a tax receipt?—A. No, sir.
 Q. Ever pay any taxes?—A. No, sir.
 Q. You voted for the office of Congressman last fall, did you?—A. Yes, sir.
 The following witnesses appeared in response to subpoena and were excused: John Gavin, South district, Carbondale Township; Michael McDonald, South district, Carbondale Township; Edward Fox, Fourth Ward, First district, Carbondale; Thomas Barrett, John T. Atkinson, Michael Brennan, John Buckley, Thomas Higgins, Martin Flannegan, Northeast district, Carbondale Township; Martin Patrick, John Duffy.

Now 4 p. m.; adjourned to meet at 9 o'clock to-morrow, February 4, 1903.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., Wednesday, February 4, 1903, at 9 a. m., pursuant to last adjournment, hearing is resumed before John Taylor, commissioner.

Counsel present: For contestant, C. E. Oliver, esq.; for respondent, J. E. Brennan, esq.

MARK WILSON, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. Where were you born, Mr. Wilson?—A. Ireland.
 Q. How old are you?—A. I don't know the year I was born; I am over 49, I guess.
 Q. How old were you when you came to this country?—A. I could not say exactly.
 Q. You were over 18?—A. Yes, sir.
 Q. Where did you go when you first came to the country; where did you locate?—A. Upper Lehigh.

- Q. How long were you there?—A. Two or three years, or four.
 Q. Which was it?—A. Between three and four, I think; I was in this town, and I went back again.
 Q. Then where did you go?—A. To Carbondale.
 Q. How long have you been in Carbondale?—A. Twenty-five or twenty-six years.
 Q. What is your street and number?—A. 21 Sand street.
 Q. In what ward and district did you vote last November?—A. Fourth Ward, First district.
 Q. What time of the day did you vote?—A. In the afternoon.
 Q. You voted for the office of Congressman, did you?—A. Yes, sir.
 Q. What time in the afternoon was it?—A. I don't know exactly.
 Q. About 6 o'clock?—A. I don't think it was as late as 4 o'clock.
 Q. How long had you been living there at 21 Sand Street?—A. Twenty-five or twenty-six years.
 Q. Keeping house?—A. Keeping house twenty-one years.
 Q. You had not been out at any time in that period?—A. Never moved away.
 Q. Let me see your naturalization certificate. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Mark Wilson, a native of Ireland, dated the 4th day of October, 1888, signed Thomas Dale, prothonotary.)

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the stall with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. Yes, sir.
 Q. Who did you assist?—A. I ain't supposed to tell that, am I? I assisted James Loftus.

- Q. Is James Loftus a voter there in that district?—A. Yes, sir.
 Q. Where does he live?—A. In the Fourth Ward.
 Q. What street and number, if you know?—A. I don't know.
 Q. What street?—A. Call it Sand street, too.
 Q. He lives pretty near you, does he?—A. Yes.
 Q. How far is it from where you live?—A. About 400 yards, I guess.
 Q. Did he ask you to assist him in marking his ballot?—A. Yes, sir.
 Q. What did he say to the election board about your assisting him?—A. He asked the judge of election if he could have assistance; that is all.
 Q. That is all he said?—A. Yes, sir.
 Q. And then did he come and ask you to go in with him?—A. Yes, sir.
 Q. Or did he ask you before he spoke to the board?—A. After he spoke to the board.
 Q. How long had you been to the polls that day?—A. I was on and off from 1 to 4.
 Q. What were you doing back and forth that length of time?—A. I wasn't working, and I went back and forward to see how things was going on.
 Q. Did this gentleman you assisted mark his own ballot, or did you mark it for him?—A. I could not say now; I think I marked it for him.
 Q. That man whom you assisted had good eyesight, had he?—A. I never knew anything wrong with his eyes.
 Q. He had the use of his hands?—A. Sure.
 Q. Let me see your tax receipt?—A. I haven't got that here.
 Q. Do you know who your tax collector is?—A. Yes; sure.
 Q. You didn't go to him to get a duplicate, did you?—A. I went to where he keeps his office, and he wasn't in.
 Q. You went once?—A. Yes, sir.
 Q. What is your occupation?—A. Laborer.
 Q. Where are you employed?—A. D. & H. chutes.

MICHAEL MURPHY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Murphy?—A. In Ireland, sir.
 Q. How old were you when you came to this country?—A. About 22.
 Q. How old are you now?—A. Pretty near 64—about 64.
 Q. How long have you lived in the Fourth Ward, First district, of Carbondale?—A. About twenty-six years in the First district.
 Q. Keeping house there, are you?—A. Yes, sir.
 Q. What is your street and number?—A. 146 South Main street.
 Q. You say you have been living there for twenty-six years?—A. Yes, sir; in that very district. I have been in the ward since I came to the country.

Q. How long have you been at 146 South Main?—A. Somewhere between thirteen and fourteen years where I am now.

Q. You have been there in that place continuously, have you?—A. Yes, sir.

Q. Let me see your naturalization paper.—A. I haven't got any; I have lost them. (By Mr. OLVER.) I move to strike out the latter part of the answer as not responsive.

Q. You voted at last November election there in that district for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day did you vote?—A. Between 6 and 7 o'clock, when I was going home from work.

Q. Let me see your tax receipt.

Q. Did you pay this tax yourself, personally, with your own money?—A. Yes, sir.

(The witness produces a qualifying tax receipt.)

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

THOMAS SMITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Smith?—A. In the United States.

Q. What part?—A. In the lower part of the State, down Mauchchunk.

Q. How old are you?—A. Thirty, the 3d of last August.

Q. What is your street and number?—A. 18 Havana street.

Q. What ward and district is that?—A. Fourth Ward, First district.

Q. How long have you lived there, Mr. Smith?—A. About five years.

Q. Continuously?—A. Yes, sir.

Q. Keeping house?—A. No, sir.

Q. Boarding?—A. Yes, sir; boarding.

Q. What time of the day was it when you voted last November?—A. About half past 4 in the afternoon.

Q. And for the office of Congressman, you voted, did you?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Let me see your tax receipts.

Q. Did you pay this tax yourself, personally, with your own money?—A. Yes, sir; with my own money—money that I worked hard enough for it, too.

Q. That is, you handed it yourself to the tax collector, did you?—A. Yes, sir; I handed it myself.

Q. What year did you pay this tax?—A. I paid this 'ere tax in '91.

Q. You mean 1901, don't you?—A. Yes, sir.

Q. What is your occupation?—A. Working in the roundhouse nights for the D. & H. Company.

Q. Whose figures are these on the back of the receipt?—A. I could not say.

Q. They were on there when you got it?—A. I didn't notice it until the other day when I was looking up my tax receipts—when I got the subpoena. They might have been on there when I got it.

Q. You are positive you paid this in 1901, are you?—A. Yes, sir.

Q. You remember that distinctly?—A. I am pretty sure of it; I would not want to swear to it.

Mr. OLVER. We offer the tax receipt in evidence, as follows, marked "Exhibit No. 15."

1902 (rubber stamp).

Carbondale, Pa., February 13, 190x1.

Mr. Thomas Smith, Ward:

Your State tax for the year 1900 is.....	\$.....
Your county tax for the year 1900 is.....	0. 30
Your bridge tax for the year 1900 is.....
Your bicycle tax for the year 1900 is.....

Total.....	0. 30
Received payment.....	

WM. PASSMORE, Collector.

Figures on back of receipt, in ink, as follows:

. 60
1. 99
2. 59

PETER SMITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Smith?—A. 18 Havana street.
 Q. Are you a brother of the former witness?—A. Yes, sir.
 Q. And you are boarding there, are you?—A. Yes, sir.
 Q. How long have you been boarding there?—A. Ever since I was born.
 Q. Boarding there ever since you were born?—A. Ever since I came of age.
 Q. Is that your parents' home—18 Havana street?—A. Yes, sir.
 Q. You were not out of the district, were you—away from that place any time last summer?—A. No, sir.
 Q. How old are you?—A. Twenty-two.
 Q. When were you twenty-two?—A. Last October.
 Q. What is the date of your birth?—A. 1887.
 Q. October, 1887?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. You voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.
 Q. What hour of the day?—A. Half past 4.
 Q. Where are you employed?—A. D. & H. roundhouse.
 Q. What are you doing there?—A. Laboring—pulling fires.
 Q. Let me see your tax receipt. Did you pay this tax yourself personally to Mr. Passmore?—A. Yes, sir.
 Q. And from your own money?—A. Yes, sir.
 (The witness produces a tax receipt dated February 13, 1902. I offer the receipt in evidence, marked "Exhibit No. 16," as follows:

Carbondale, Pa., February 13, 190x1. (Dated with rubber stamp, 1902.)

Mr. Peter Smith, Ward:

Your State tax for the year 1900 is.....	\$.....
Your county tax for the year 1900 is.....	0.30
Your bridge tax for the year 1900 is.....
Your bicycle tax for the year 1900 is.....
Total	0.30

Received payment.

WM. PASSMORE, *Collector.*

- Q. Could you swear, Mr. Smith, that you paid that tax within the last two years?—
 A. I would not want to swear to it.
 Q. You would not like to swear that you paid that tax within two years prior to last November, would you?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that election?—A. No, sir.
 Q. Was that the last time you voted?—A. No; I voted the time before that.
 Q. Did you swear in your vote at this last election?—A. No; my vote was sworn in before that.
 Q. And this was the first time you ever voted?—A. Yes, sir.
 Q. But you didn't swear in your vote at this last November election?—A. No, sir.
 Q. Do you remember who your witness was when you swore in your vote at the February election last?—A. No, sir.
 Q. You are positive you did swear in your vote then, though?—A. Yes, sir.

ED. O'MALLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. O'Malley?—A. Carbondale.
 Q. How old are you?—A. Thirty-nine.
 Q. What is your street and number?—A. 109 Pike street.
 Q. What district and ward is that?—A. First district of the Fourth.
 Q. How long have you lived there?—A. About three years and a half.
 Q. Can you give us the date when you moved in there?—A. I guess I can; yes.
 Q. When was it?—A. It was in October.
 Q. What year?—A. That will leave it about 1897, wouldn't it?
 Q. You are pretty sure it was in October, 1897, are you?—A. No, sir; I would not swear to it exactly—yes, that is right; four years next October.

Q. Have you lived there continuously ever since?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. And you voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.
 Q. What hour of the day?—A. Between 4 and 6, I should think.
 Q. Pretty close to 6, was it?—A. I could not tell rightly; I could not tell when I got home, but I know it was between 4 and 6.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Let me see your tax receipt.
 Q. Did you pay this tax yourself to Mr. Passmore, the collector?—A. No, I didn't; it was stopped at the office.
 Q. By what company are you employed?—A. D. & H.
 Q. And in what capacity?—A. Miner.
 Q. At what mines?—A. Powderly's mines.
 Q. And this tax was stopped out of your pay, Mr. O'Malley?—A. Yes, sir.
 Q. I suppose, of course, you are able and willing to pay your own taxes, aren't you?—A. That man is apt to stop everybody's taxes.
 Q. You prefer, don't you, to pay your own taxes?—A. Yes, sir.
 Q. And you could pay your own taxes, couldn't you?—A. I suppose I could.
 Q. You didn't give any directions to the D. and H. Company to pay this tax for you, did you?—A. No, sir.
 (The witness produces a tax receipt dated December 16, 1901, including a county tax, 45 cents, for the year 1901, in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)

JAMES MURPHY, called by contestant and sworn.

Direct examination by Mr. OLVER.

Q. Where were you born, Mr. Murphy?—A. Carbondale.
 Q. How old are you?—A. Thirty-three.
 Q. When were you 33?—A. Last October.
 Q. What is your street and number?—A. 33 Sand street.
 Q. And in what ward and district is that?—A. First district, Fourth Ward, Carbondale.
 Q. How long had you lived there prior to last November?—A. Lived there all my lifetime.
 Q. Born there?—A. Yes, sir.
 Q. And were you out of that district any time last summer?—A. No, sir.
 Q. Did you mark your own ballot at the last November election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist any one in marking a ballot?—A. No, sir.
 Q. What hour of the day did you vote that day?—A. Between 5 and 6.
 Q. You voted for the office of Congressman?—A. Yes, sir.
 Q. Let me see your tax receipt. Did you pay this tax yourself personally to Mr. Passmore, the collector?—A. Yes, sir.
 Q. Do you remember when you paid it to him?—A. I paid it to him on the date that is on it.
 Q. Where were you when you paid it to him?—A. In his house—no, Van Beck's store.
 Q. What is your occupation?—A. Fireman.
 Q. For what company are you employed?—A. D. and H.
 (The witness produces a tax receipt dated February 17, 1902, including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

BRYAN O'BYRNE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. O'Byrne?—A. No. 157 South Main street.
 Q. And in what ward and district is that?—A. Fourth Ward, First district.
 Q. How long have you lived there?—A. Thirty-eight years.
 Q. Where were you born?—A. Ireland.
 Q. How old were you when you came to this country?—A. Sixteen years.
 Q. And how old are you now?—A. Sixty-nine next April.
 Q. You voted in that ward and district last November for the office of Congressman, did you?—A. Yes, sir.
 Q. What hour of the day?—A. Between 4 and 5.

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist any other voter in marking a ballot that day?—A. No, sir; I take no interest only to put my own vote in; I am no politician.
 Q. Let me see your naturalization certificate, please.
 Q. This is your paper, is it?—A. That was got in this building here before old Judge Cunvngnam.
 Q. And it is your paper, is it?—A. Yes, sir.
 Q. You were present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to Bernard O'Beine, a native of Ireland, dated the 21st of September, 1855.)
 Q. I thought you said your name was Bryan.—A. Bernard and Bryan are the same name.
 Q. Let me see your tax receipts. Did you pay this tax yourself personally with your own money?—A. Oh, yes; paid them with my own money.
 Q. And you paid them yourself, did you?—A. Yes, sir.
 Q. Where was Mr. Passmore when you paid him?—A. In Van Beck's store.
 (The witness produces a tax receipt dated March 14, 1902, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

JOHN O'ROURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. O'Rourke?—A. Waymart.
 Q. Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Twenty-nine.
 Q. What is the date of your birth?—A. April 2, 1871.
 Q. What is your street and number?—A. No. 115 South Church street.
 Q. What ward and district?—A. First district, Fourth Ward.
 Q. How long have you lived there?—A. Fifteen years.
 Q. Keeping house?—A. Yes, sir.
 Q. You have not been out of the district for any period during those fifteen years to make your home elsewhere?—A. No, sir.
 Q. You voted at the last election, did you?—A. Yes, sir.
 Q. Mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. What hour of the day did you vote?—A. Between 6 and 7 o'clock.
 Q. Let me see your tax receipt. Pay this tax yourself to Mr. Passmore, the collector?—A. Yes, sir.
 Q. And from your own money?—A. Yes, sir.
 Q. Did you ever live in the Third Ward?—A. No, sir.
 Q. You have lived in the Fourth Ward for about fifteen years?—A. Yes, sir.
 (The witness produces a tax receipt dated August 12, 1902, including a county tax, 30 cents, for the year 1901, in the Third Ward of the city of Carbondale, signed Wm. Passmore, collector.)
 Q. Did you swear in your vote at that election?—A. No, sir.
 Q. What is your occupation?—A. Express business.
 Q. You say you voted at the last November election and for the office of Congressman?—A. Yes, sir.

PETER O'ROURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. O'Rourke?—A. I was born in this country, sir.
 Q. What place?—A. Pennsylvania.
 Q. What place?—A. Carbondale.
 Q. How old are you?—A. I was born in 1836—July, 1836.
 Q. What date in July?—A. The 10th.
 Q. What is your street and number—where do you live?—A. Welsh Hill, I think it is—145 South Main street.
 Q. And in what ward and district is that?—A. First district, Fourth Ward, I think they call it.
 Q. You voted there, did you?—A. Yes; there is where I vote.
 Q. And you did vote there last November, did you?—A. Yes; I voted there last November.

Q. And you voted for the office of Congressman, did you?—A. I don't know whether I voted for Congressman or not.

Q. You voted for all the candidates that were to be voted for, didn't you?—A. Yes, sir.

Q. Now, you had some one go in with you to help you mark your ballot, didn't you?—A. Yes, sir.

Q. What did you say to the election board about taking some one in with you?—A. I didn't say anything; there was a party with me volunteered to go in.

Q. Who was that man that went in with you?—A. Well, now I can not hardly tell the driver's name; he drove me down with the carriage. Henry Kennedy went in with me at the same time.

Q. Did Henry Kennedy go in with you and mark your ballot?—A. No; it was the man that drove the wagon.

Q. Did he speak to the election board about going in with you?—A. No; they all seemed to know me, and they knew to send a man in with me right along.

Q. You have bad eyesight and can not see?—A. I can not see at all.

Q. Let me see your tax receipts.—A. I haven't got any. Nobody asked me for taxes.

Q. You haven't paid any then?—A. No. I voted in Philadelphia once and they didn't ask me for taxes.

Q. How long ago was it you voted in Philadelphia?—A. About five or six years ago. I was down there in the hospital.

Q. How long have you been living in this First district, Fourth Ward?—A. I have been living here most all of my lifetime, off and on.

Q. It was four or five years ago that you were at Philadelphia and voted there?—A. Yes; I voted there at the time that Grow ran for county sheriff.

JOHN WILLIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Willis?—A. Carbondale Township.

Q. How old are you?—A. Thirty-one.

Q. What is the date of your birth?—A. 24th of July.

Q. What year?—A. I can not exactly tell the year.

Q. When were you thirty-one? Are you past 31?—A. Oh, yes; long ago.

Q. How long; more than a year past, are you?—A. No.

Q. What is the date of your birth?—A. I can not tell that.

Q. You can not tell when you were 31, then?—A. No.

Q. Now, are you past 31 or are you just going on 31?—A. Well, I am past 31, anyhow.

Q. What is your street and number?—A. 30 Lunny's court.

Q. In what ward and district is that?—A. Fourth Ward and First district.

Q. How long have you lived there?—A. Been living there about twenty-one or twenty-two years.

Q. Keeping house?—A. Yes, sir.

Q. You had not been out of the district any time last summer, had you?—A. I was out about a month.

Q. Where were you then?—A. In Norwich.

Q. State of New York?—A. Yes, sir.

Q. What were you doing up there?—A. Blacksmithing.

Q. What month was it you were up there?—A. I was up there, I think, in about in October, I think.

Q. What time did you get back in October?—A. I got back here about a month and a half ago, or a little over.

Q. Then, from last October until a month and a half ago you were up there in Norwich, were you?—A. Yes, sir.

Q. Did you vote at the last November election here in the First district, Fourth Ward, for the office of Congressman?—A. I don't know whether I did or not; I can not say.

Q. Don't you remember whether you voted?—A. I voted at the last election, I know.

Q. And you voted for the office of Congressman, didn't you?—A. I don't know who I voted for.

Q. You voted for all the candidates to be voted for at that election, didn't you?—A. Sure.

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Your memory is clear on that, is it, now?—A. Yes.

- Q. Did you swear in your vote?—A. No, sir.
 Q. You did not assist anyone in marking a ballot that day, did you?—A. No, sir.
 Q. Let me see your tax receipt.—A. I have none.
 Q. You can not swear, then, that you have paid a State or county tax within two years, can you?—A. No, sir.
 Q. And you could not swear that you paid such a tax prior to the last November election?—A. No, sir.
 Q. You don't remember for whom you voted for the office of Congressman?—A. No, sir.

WILLIAM T. REESE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Reese?—A. Wales.
 Q. How old were you when you came to this country?—A. Fourteen.
 Q. How old are you now?—A. Twenty-nine next March.
 Q. What is your street and number?—A. 12 Tenth avenue.
 Q. What ward and district is that?—A. First district, Fourth Ward.
 Q. And how long have you lived there?—A. Since last May—the 1st of May.
 Q. Keeping house there?—A. Yes, sir.
 Q. At that number, which you just gave?—A. Yes, sir.
 Q. And since last May you have lived there continuously, have you?—A. Yes, sir.
 Q. You voted there at the last November election?—A. Yes, sir.
 Q. And for the office of Congressman?—A. Yes, sir.
 Q. What hour of the day?—A. Well, I ain't sure what hour; some time in the afternoon, between 5 and 6 o'clock.
 Q. How long had you been at the polls before you voted?—A. Hadn't been there at all—just went there and voted and came away.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you voted?—A. No, sir.
 Q. Did you go in with anyone to mark a ballot that day or to assist in marking a ballot?—A. No, sir.
 Q. Let me see your tax receipts.—A. I have none.
 Q. You can not swear that within two years prior to November 4 last you paid a State or county tax, can you?—A. No, sir; I haven't been assessed at all.
 Q. Have you with you a certificate of naturalization?—A. Yes, sir.
 Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.
 Q. When were you out in Allegheny County?—A. I came here from there two years last November.
 Q. When you came from Wales, did you go direct to Allegheny?—A. Came to Carbondale.
 Q. How long were you in Carbondale?—A. In Carbondale about two years.
 Q. And then you went to Allegheny, did you?—A. Yes; went to Allegheny County.
 Q. And stayed there until about two years ago?—A. No; I stayed there until about six or seven years ago.
 Q. And then where did you go?—A. Came back to Carbondale and lived here about a year and nine months and then went back there again until about two years ago.
 Q. Do you remember who your witness was at the time you were naturalized?—A. Yes, sir.
 Q. Who was it.—A. Francis Favis and Walter Reese.
 Q. Did they know you in the old country?—A. Francis Davis didn't know me in the old country; Walter Reese did.
 (The witness produces a certificate of naturalization issued out of the circuit court of the county of Allegany, State of Maryland, to William Thomas Reese, a native of Wales, dated the 19th of October, 1895.)
 Q. You were present in court and sworn when you received this paper?—A. Yes, sir.

MARTIN WALSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. Carbondale.
 Q. And how old are you?—A. Twenty-eight years last November.
 Q. What is the date of your birth?—A. November 9, 1874.

- Q. What is your street and number?—A. 99 Pike street.
 Q. In what ward and district is that?—A. First district, Fourth Ward.
 Q. How long have you lived there?—A. All my lifetime.
 Q. Been out of that district any time last summer?—A. No, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. And the number that you have just given is your home, is it?—A. Yes, sir.
 Q. You voted at the last November election for the office of Congressman in the First district, Fourth Ward, did you?—A. Yes, sir.
 Q. What hour of the day did you vote?—A. I would not be sure; I think it was in the evening sometime—I would not be positive.
 Q. About 7 o'clock?—A. I think somewhere around that—I would not say for sure.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist anyone in marking a ballot that day?—A. No, sir.
 Q. Let me see your tax receipts.
 Q. These are your tax receipts, are they?—A. Yes, sir.
 Q. And did you pay this yourself?—A. Yes, sir.
 Q. And with your own money?—A. Yes, sir.
 Q. I show you receipt dated April 19, —, for taxes for the year 1900. When did you pay this tax, if you remember?—A. Well, I don't know exactly when I did pay them—it must be on April the 19th.
 Q. What year?—A. 1900 I think I paid this in—1901; I would not be sure; I have paid them every year; I have my tax receipts right along.
 Q. You can not remember, independent of the receipt, just when you paid them? A. No, sir.
 Q. You would not be prepared to swear you paid it within two years prior to November election, 1902?—A. Yes, sir; I paid my taxes right along every year.
 Q. You would not swear that you paid that tax in April of 1900 or in April of 1901?—A. 1901; I swear I paid it in 1901; it is the 1900 tax.
 Q. But aside from that tax receipt, you can not remember?—A. I can not remember. I can not remember the date, but I am positive I paid in 1901 the 1900 tax.
 Q. I show you this receipt dated December 13, —, and ask you what year that was paid in?—A. I paid that in 1902.
 Q. Have you a tax receipt for the 1901 tax?—A. Yes, sir.
 Q. You haven't them with you?—A. No, sir; I thought these was sufficient.
 Q. What is your occupation, Mr. Walsh?—A. Conductor.
 Q. What company are you employed by?—A. Delaware and Hudson.
 Q. These taxes were not stopped from your pay, were they?—A. No, sir.
 Q. Do you remember where you were when you paid Mr. Passmore this tax?—A. I think I paid them in Van Beck's store. He keeps his books there. There was once I paid him on Main street.
 (The witness produces a tax receipt dated Carbondale, Pa., April 19, which tax receipt is offered in evidence and marked "Exhibit No. 17," as follows:)

Carbondale, Pa., April 19, 190x1.

Mr. Martin Walsh, 4 Ward:

Your State tax for the year 1900 is	\$.....
Your county tax for the year 1900 is	95
Your bridge tax for the year 1900 is	9
Your bicycle tax for the year 1900 is
Total	\$1 04

Received payment.

WM. PASSMORE, *Collector.*

MEMORANDUM.—The writing in the receipt is a different handwriting from that of the signature, which is Mr. Passmore's.

(Also tax receipt dated Carbondale, Pa., December 13, 1902, to Martin Walsh, county tax for the year 1901, in the Fourth Ward, signed William Passmore, collector.)

Cross-examination by Mr. BRENNAN:

- Q. You paid this tax on the date mentioned here, at the top of the receipt, i. e., April 19, 1901?—A. Yes, sir; that must be the date when I paid it.
 Q. This is the same date that was on it when you paid it to him?—A. Yes, sir.
 Q. This is for the taxes of what year?—A. 1900.
 Q. And paid on what date?—A. April 19, 1901.

Redirect examination by Mr. OLVER:

Q. You already testified you could not, aside from the tax receipt, say when you paid that tax?—A. I could not, but I remember I paid 1900 tax in 1901.

Q. That is, independent of the receipt itself, you are able to swear positively you paid it in 1901, are you?—A. Yes, sir.

MICHAEL J. McDONOUGH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. McDonough?—A. Carbondale.

Q. How old are you?—A. Thirty years.

Q. What is your street and number?—A. 134 Pike street.

Q. What ward and district?—A. First district, Fourth Ward.

Q. How long have you lived there?—A. All my life.

Q. Keeping house?—A. No, sir; I am boarding.

Q. And the number you have given is the residence of your parents, is it?—A. Yes, sir.

Q. You voted at the last November election in that ward and district for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day did you vote?—A. Between 4 and 5.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. What is your occupation, Mr. McDonough?—A. Clerk.

Q. You paid these taxes yourself personally to Mr. Passmore, the collector?—A. Yes, sir.

Q. And from your own money?—A. Yes, sir.

(The witness produces a tax receipt dated November 14, 1901, including a county tax for the year 1900 in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

JOHN O'MALLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. O'Malley?—A. 33 Sand street.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. Three years.

Q. How old are you now?—A. Forty-four.

Q. How long have you lived in the Fourth Ward, first district?—A. Nine years.

Q. Keeping house?—A. Yes, sir.

Q. And the number which you have given is the number of your home, is it?—A. Yes, sir.

Q. You had not been out of the district last summer any time?—A. No, sir.

Q. Did you mark your own ballot at the last November election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. What hour of the day did you vote there?—A. About 2 o'clock, I should judge, in the afternoon.

Q. Let me see your tax receipts.

(Witness produces receipt.)

Q. Did you pay this tax yourself personally from your own money?—A. Yes, sir.

Q. What is your occupation?—A. Insurance agent.

Q. Where was Mr. Passmore when you paid him this tax?—A. I think he was in my office.

Q. You remember distinctly about that?—A. I think so; yes.

Q. And you paid this on the date of this receipt, did you?—A. Yes, sir, I presume.

Q. You received this receipt the day you paid the tax?—A. Yes.

(The witness produces a tax receipt dated Carbondale, Pa., July 25, 1901, including a county tax, 70 cents, for the year 1900, Fourth Ward, city of Carbondale; signed Wm. Passmore, collector.)

Q. This is your certificate of naturalization, Mr. O'Malley?—A. Yes, sir.

Q. You were present in court and sworn when you received it, were you?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to John O'Malley, a native of Ireland, dated the 5th day of October, 1892, signed C. E. Pryor, prothonotary.)

JAMES MASON, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. What is your street and number, Mr. Mason?—A. Franklin avenue, no number.
 Q. Near what street?—A. Near Sand street.
 Q. What ward and district is that?—A. Fourth Ward, First district.
 Q. How long have you lived there?—A. About five years.
 Q. The number you have given is the number of your home, is it?—A. No, it is where I board.
 Q. You are boarding with your parents?—A. No, sir, my sister.
 Q. Have you been there continuously for the past five years?—A. Well, no, I have not. I was away about eight weeks last summer. I was in the lumber woods, Potter County, and with Dr. Bailey two years and a half—that is, here in this city.
 Q. What years was it you were with Dr. Bailey?—A. I could not just say when it was.
 Q. About how long ago was that?—A. About four years now, I think.
 Q. And during last summer you were out in Potter County?—A. Yes, sir.
 Q. What months were you out there?—A. I left here on the 1st of June and got back here about the last of July.
 Q. When you came back did you go to boarding with your sister on Franklin avenue?—A. Yes, sir.
 Q. And you are positive you got back there in July?—A. Yes, sir.
 Q. What time in July?—A. Around about the 30th of July.
 Q. What fixes that in your mind, Mr. Mason?—A. Well, that is the date I got back.
 Q. There is no special thing to fix it on your mind?—A. No.
 Q. You are positive it was not on the 30th of August you got back?—A. No; the 30th of July.
 Q. Where were you born?—A. Towanda, Bradford County, Pa.
 Q. How old are you?—A. Twenty-seven the 13th day of next April.
 Q. What is the date of your birth?—A. 1885, I think.
 Q. 1875 or 1885?—A. 1875 or 1885.
 Q. Which is it, now?—A. 1875, I think—I ain't positive.
 Q. You voted in that ward and district last November for the office of Congressman, did you?—A. I did vote, but not for the office of Congressman.
 Q. You voted?—A. Yes, I voted; but not for the office of Congressman.
 Q. You are positive about that, are you?—A. Yes, sir; I am positive about that.
 Q. You didn't vote a straight ticket, then?—A. No, sir; I didn't.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. No one in the booth with you when you voted?—A. No, sir.
 Q. Let me see your tax receipt.—A. I haven't got any tax receipt.
 Q. Have you paid any?—A. Well, I have them some place, but I don't know where they are.
 Q. You could not swear positively that you paid a State or county tax within two years prior to November 4, 1902?—A. No, sir.

MICHAEL J. MARTIN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. Where were you born, Mr. Martin?—A. Carbondale.
 Q. How old are you?—A. Twenty-nine.
 Q. What is your street and number?—A. 22 Parish court.
 Q. What ward and district is that?—A. Fourth Ward, First district.
 Q. How long have you lived there?—A. About six months.
 Q. That is the last six months past?—A. Yes, sir.
 Q. Not any longer than that, you think?—A. No, sir.
 Q. Did you vote for the office of Congressman last November?—A. Yes, sir.
 Q. At what hour?—A. Between 6 and 7 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the stall with you when you voted?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Let me see your tax receipts.
 Q. What is your occupation, Mr. Martin?—A. Clerk.
 Q. Where are you employed?—A. At grocery store up town. Evans & Reese's.
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Your employers didn't pay them for you?—A. No, sir.
 Q. You paid them from your own money?—A. Yes, sir.

Q. Where was Mr. Passmore when you paid him?—A. On the main street; I met him on the street.

Q. Where were you living before you moved into the present number, 22 Parish court?—A. I was in the same district; 146 South Main street, same district.

Q. Boarding or keeping house?—A. Keeping house.

Q. How long had you lived at the other number?—A. I would not be positive, I think it was a matter of three months.

Q. You don't think it was any longer than that, do you?—A. No, sir.

(The witness produces a tax receipt dated April 12, 1902, including a county tax for the year 1901, in the Fourth Ward, Carbondale, signed Wm. Passmore, collector.)

Q. You say you did not assist anyone in marking a ballot that day?—A. No, sir.

Q. How long were you at the booth before you voted?—A. Not more than two or three minutes.

JOHN TOOLAN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What day were you subpoenaed to be here Mr. Toolan?—A. To-day.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty eight.

Q. What is your street and number?—A. South Church street, No. 10.

Q. How long had you lived there?—A. Eleven years.

Q. Keeping house?—A. Yes, sir.

Q. And the number you have given is the number of your home, is it?—A. Yes, sir.

Q. You voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day?—A. Between 6 and 7.

Q. Working that day were you?—A. Yes, sir.

Q. How long had you been there at the polls before you voted?—A. Three minutes.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Was your vote challenged?—A. No, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Let me see your tax receipt.

Q. You paid this tax yourself, did you?—A. Yes, sir.

Q. And with your own money?—A. Yes, sir.

Q. You own a property there?—A. Oh, yes.

Q. Anyone else interested as owner in that property except yourself?—A. No, sir.

(The witness produces a tax receipt dated May 17, 1902, including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

JOHN MOORE, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. Where were you born?—A. Minersville, Schuylkill County, Pa.

Q. How old are you?—A. Thirty-four.

Q. What is your street and number?—A. 15 Sand street.

Q. In what ward and district?—A. First district, Fourth Ward.

Q. How long have you lived there?—A. Pretty near two years.

Q. Can you give us the date when you moved in there?—A. Some time in July.

Q. What year?—A. I guess it was in 1892.

Q. July, 1902, you mean?—A. 1902, I think it was.

Q. It wasn't in September of 1902, was it?—A. No; it was in July.

Q. And you have lived there continuously ever since, have you?—A. No; I am boarding there.

Q. And is that the only place you have been boarding since the date you have given?—A. Yes, sir.

Q. You had not been out of the district any time last summer to board elsewhere?—A. Yes, sir; I was down to Wilkesbarre for about four months.

Q. That was after you went to board at 15 Sand street?—A. Yes, sir.

Q. For about four months?—A. From May to the latter part of August.

Q. Now, you went to board there at Sand street in July, you told us, of 1902?—A. No; it was in 1901, I suppose; two years ago.

Q. Now, you are positive it was in 1901?—A. Yes, sir.

Q. And then you were down at Wilkesbarre for six months?—A. No; I was not.

Q. Four months?—A. Yes, sir.

Q. When did you get back from Wilkesbarre here?—A. I think it was in the latter part of August.

Q. And you have been there in that district ever since then?—A. Yes, sir.

Q. What were you doing down at Wilkesbarre?—A. I was down home.

Q. What is your occupation?—A. Miner.

Q. For what company are you employed?—A. The Delaware and Hudson Company.

Q. What mines?—A. No. 1.

Q. You voted here in the First district, Fourth Ward, last November, for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day?—A. Between 3 and 4.

Q. Let me see your tax receipts, please.—A. I haven't got that here.

Q. You were served with a notice to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.

Q. Do you know who your tax collector is?—A. I ain't well acquainted with him. I heard his name. I don't know the man. I saw his name on the tax receipt. His name is Connor, I think.

Q. That is the name which you saw on the tax receipt which you had—Connor?—A. I think it is.

Q. That is the only name you saw on any tax receipt which you had?—A. Yes; I think that is the only name.

Cross-examination by Mr. BRENNAN:

Q. Did you ever pay any tax to William Passmore?—A. No.

Q. You never paid any tax to Mr. Passmore?—A. I may have, but I don't know the name right.

Q. Have you ever paid any State or county tax within two years?

Mr. OLVER. I object to the question.

THOMAS SULLIVAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Sullivan?—A. Carbondale.

Q. How old are you?—A. Forty-three.

Q. What is your street and number?—A. 10 Manion avenue.

Q. In what ward and district is that?—A. First district, Fourth Ward.

Q. And how long have you lived there?—A. Two years in the ward. Not on Manion avenue.

Q. Where did you move from when you came there?—A. 112 Pike street.

Q. How long did you live at 112 Pike street?—A. Eighteen months.

Q. Can you give us the date when you moved to No. 10 Manion avenue?—A. It will be three months the 11th of this month.

Q. Is the number which you gave on Pike street in the same district as Manion avenue?—A. Yes, sir.

Q. You voted at the election last November?—A. Yes, sir.

Q. And for the office of Congressman?—A. Yes, sir.

Q. What hour of the day?—A. Along about 6 o'clock, I think; somewhere about that.

Q. Were you working that day?—A. Yes, sir.

Q. How long were you at the polls before you voted?—A. Only a few minutes; I could not say exactly; only a short time.

Q. Now since you have been living in the First district, Fourth Ward, have you been working any place that calls you out of that district to live?—A. No, sir.

Q. Keeping house are you?—A. Yes, sir.

Q. And the number you have given is the number of your home?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. What is your occupation, Mr. Sullivan?—A. Miner.

Q. What company are you employed by?—A. D. & H.

Q. The taxes represented by this receipt were stopped from your wages, were they?—A. I can not remember rightly whether they were or not; I think they were, from that memorandum there.

Q. How long have you been a miner there at that shaft?—A. Where I am now?

Q. Yes; the Coalbrook shaft?—A. About three years, I guess.

Q. Do you remember what month this tax was stopped?—A. April the 10th is on there.

Q. Do you remember what pay they were stopped out of?—A. No; I don't.

Q. You are able to pay your own taxes, without any assistance from the company, aren't you, Mr. Sullivan?—A. Yes.

Q. And you would prefer to do that, wouldn't you?—A. Sometimes it is just as handy—if you don't see him.

Q. But naturally, you prefer to handle your own money and pay your own bills, don't you?—A. Certainly.

Q. You never gave any authority to the D. & H. Company to pay these taxes for you, did you?—A. No, sir.

(The witness produces a tax receipt, dated April 10, 1902, to Thomas Sullivan, including a county tax for the year 1901, signed Wm. Passmore, collector. Memorandum indorsed on receipt as follows: "Miner No. 424, Coalbrook.")

Q. You are positive you had lived in that district at least six months prior to that November election?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. You have a two-weeks pay up there at the Coalbrook breaker, have you, when you worked there?—A. They have now.

Q. They did then at that time, when those taxes were stopped?—A. I think they did.

Q. Now, can not you tell, then, what month's pay it was stopped out of?—A. No; I don't remember.

Q. Whether it was April or May?—A. I can not remember.

Q. Don't you remember whether it was stopped out of the pay on which the date is mentioned here?—A. I don't remember, but I think it must have been April the 10th. It is on there.

Q. You never objected to the company stopping them?—A. No, sir.

Mr. OLIVER. Object to the question, and ask that the answer be stricken out.

Redirect examination by Mr. OLIVER:

Q. As a matter of fact the receipt was dated in that way when it was handed to you by the paymaster?—A. I think it was.

Q. You would not understand that it was dated by the paymaster, would you? It would be dated by the tax collector, wouldn't it?—A. I should think so.

Q. Then the date on that receipt is not the date when you paid the tax—this is the date when it was handed to the company, isn't it?—A. It may have been; I don't know.

By Mr. BRENNAN:

Q. How long have you had that tax receipt, Mr. Sullivan?—A. Must have had it since last April.

JAMES McALLISTER, called by contestant and sworn:

Direct examination by Mr. OLIVER:

Q. Where were you born, Mr. McAllister?—A. Scranton, Pa.

Q. How old are you?—A. About 34.

Q. And what is your street and number?—A. 24 Lunny court.

Q. What ward and district is that?—A. First district, Fourth Ward.

Q. How long have you lived there?—A. Five years last May.

Q. During that time you have not been out of the district to live in any other place?—A. No, sir.

Q. You were not out last summer anywhere?—A. I was out about six weeks.

Q. What six weeks were they?—A. June, July, and two weeks of August.

Q. You are making it a pretty long six weeks?—A. Ten weeks I should say.

Q. Do you remember what time in August you got back?—A. I got back the first of October.

Q. Do you remember the exact date in October when you got back?—A. No, sir.

Q. It might have been as late as the 10th, might it not?—A. No; I don't think it was that late.

Q. You are positive it was not as late as the 5th?—A. I could not exactly tell. Somewhere from the 5th to the 10th I would call it—from the 5th to the 10th, I think.

Q. Is there anything special that fixes that date on your mind?—A. No. I know it was around the first of the month.

Q. Do you remember when you came back to work at Carbondale?—A. No; I lost track of that.

Q. You didn't come back until the strike was over?—A. I came back before the strike was over.

Q. How long before?—A. About two weeks.

Q. And when was the strike declared off, if you remember?—A. I don't remember now.

Q. You voted there in the First district, Fourth Ward, of the city of Carbondale, last November, did you, for the office of Congressman?—A. Yes, sir.

Q. What hour of the day?—A. Between 6 and 7.

Q. Where were you while you were away from Carbondale?—A. Cleveland, Ohio.

Q. Working out there?—A. Yes, sir.

Q. Are you a married man?—A. Yes, sir.

Q. And the number that you have given is the number of your home, is it?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Your vote was not challenged by anyone, was it?—A. No, sir.

Q. Let me see your tax receipt, please.—A. I haven't got any.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.

Q. Did you look for any such receipts?—A. I looked for them, but I could not find them.

Q. Do you know who the tax collector of your ward is?—A. Yes, sir.

Q. Did you go to him to get a duplicate tax receipt?—A. No, sir.

Q. You knew that if you had paid any such tax you could procure a duplicate receipt, didn't you?—A. I know that, yes; I don't think I paid them.

Cross-examination by Mr. BRENNAN:

Q. Do I understand you to say you were out six weeks or six months?—A. Ten weeks.

Q. What months?—A. June, July, and two weeks in August.

Q. How do you fix it that you got back here in October—you mean that you got back in August, don't you—June, July, and two weeks in August, that would be ten weeks—now, when did you return—in August?—A. I could not tell you when I did return.

Q. Was it during the second week in August that you returned?—A. I suppose it was around the first of the month, around the 1st of October.

Q. Were you away in September?—A. I suppose so; yes.

Q. You say you were away ten weeks—the month of June, the month of July, and two weeks in August—is that right?—A. I was away June, July, and two weeks of August.

Q. Ten weeks—then you returned after the second week of August—the second or third week of August—is that right?—A. Between that and the first of the month.

Q. The first of what month?—A. Must be September.

Q. Then you were mistaken when you said you returned in October?—A. I was.

Q. What is that?—A. I say I must be.

By Mr. OLVER:

Q. It was about two weeks before the strike was declared off?—A. It was around the 1st of September I came back.

Q. Do you remember how long you were back here before you went to work after the strike was off?—A. Between two and three weeks.

Q. You are pretty sure about that?—A. I ain't got any record of it at all.

By Mr. BRENNAN:

Q. It might be more than that, might it not?

(No answer.)

Q. It might be five weeks?—A. It might be six weeks.

Q. But as you recall it now, you returned the 1st of September; is that it?

(No answer.)

MICHAEL SHERIDAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Sheridan?—A. Schuylkill County, sir.

Q. Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. I could not tell you exactly how old I am.

Q. About?—A. Going on 30, I guess.

Q. Do you remember the date of your birth?—A. No, sir; I don't.

Q. What is your street and number?—A. 15 Sand street.

- Q. In what ward and district is that?—A. Fourth Ward.
- Q. First district?—A. Yes, sir.
- Q. How long have you lived there?—A. I am boarding there, I guess, about four years.
- Q. During that time have you boarded at any other place?—A. No, sir.
- Q. For four years you have boarded there in the same place?—A. Yes, sir.
- Q. Weren't you out anywhere last summer?—A. Why, I was down home during the strike.
- Q. Where is your home?—A. In Wilkesbarre.
- Q. And you were down there about four months?—A. Yes, sir.
- Q. Do you remember when you got back?—A. No, sir.
- Q. Just about the time the strike was declared off, was it?—A. Yes, sir; I came back here just when the strike was over.
- Q. Do you remember about when that was?—A. No, sir.
- Q. You voted there in the Fourth Ward, First district, last November, for the office of Congressman, did you?—A. Yes, sir.
- Q. What hour of the day did you vote?—A. About half past 5, sir.
- Q. Did you mark your own ballot?—A. No, sir.
- Q. Who assisted you?—A. A brother of mine.
- Q. Who is he?—A. Mr. Moore, the young fellow that was sitting here before me.
- Q. Michael Moore?—A. No, sir; John Moore.
- Q. Did you speak to the election board about taking John Moore in with you?—A. Yes, sir.
- Q. What did you say to them?—A. I asked if I could have a man in with me in the booth and they said yes.
- Q. That is all you said to them?—A. Yes.
- Q. And that is all they said to you?—A. Yes, sir.
- Q. Did you mark a ballot yourself or did Mr. Moore mark it for you?—A. Mr. Moore marked it.
- Q. Your eyesight is good?—A. No; my eyesight is very poor.
- Q. Could you see where Mr. Moore marked the ballot, whether he marked it correctly for you or not?—A. Oh, I guess I could; yes, sir.
- Q. It was before dark that you voted?—A. Yes, sir.
- Q. And you are positive that Mr. Moore marked your ballot the way you wanted it marked?—A. Yes, sir.
- Q. You could see where he marked it?—A. Yes, sir.
- Q. And he made just one mark?—A. Yes, sir.
- Q. If you had been shown on the sample ballot outside how to mark your ballot, you could have marked it yourself, couldn't you?—A. No; I could not, because I had no learning.
- Q. If you had been shown, for instance, the second or third column of that ballot was the column you wanted, and you wanted to vote a straight ticket, you could have remembered where that column was?—A. I might.
- Q. And you wanted to vote the straight ticket, didn't you?—A. Yes, sir.
- Q. And all that it was necessary to do was to make one cross?—A. Yes, sir.
- Q. Was your vote challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Let me see your tax receipts, please. These are your tax receipts, are they?—A. Yes, sir.
- Q. And these are the only taxes which you have paid within two years prior to November 4, 1902, are they?—A. Yes, sir.
- (The witness produces a tax receipt for city taxes for the year 1901 and 1902, signed P. F. Connor, city treasurer.)
- Q. Mr. Connor is the city treasurer here, is he?—A. Yes, sir; I believe he is.
- Q. You were subpoenaed to produce here to-day receipts for county taxes paid within two years prior to November 4, 1902. You had one of those printed subpoenas served upon you?—A. Yes, sir.
- Q. Did you look to see if you had any such receipts?—A. No, sir; I didn't.
- Q. You have none?—A. No, sir.
- Q. Then you haven't paid any county tax?—A. I could not say if I have tax receipts down home in Wilkesbarre; I hadn't time to go after them.
- Q. Do you own any property down there?—A. No, sir.
- Q. How long have you been living up here in Carbondale?—A. Four years, I guess.
- Q. Then the taxes which you paid down home are the taxes which you paid more than four years ago?—A. Oh, yes.
- Q. These taxes represented by these receipts are the only taxes you paid here in Carbondale?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

- Q. Can you read or write, Mr. Sheridan?—A. No, sir.
 Q. Did you state that to the judge of election in asking for some one to assist you in marking your ballot that day?—A. Yes, sir.
 Q. What else did you say?—A. That is all I said, sir.
 Q. That you could not read or write?—A. Yes, sir.
 Q. Did you tell him that you wanted some one to assist you?—A. Yes, sir.
 Q. Who was it that assisted you?—A. My brother, Mr. Moore.

WILLIAM MYERS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Myers?—A. Carbondale.
 Q. How old are you?—A. Thirty-three.
 Q. What is the date of your birth?—A. August 4.
 Q. What year?—A. I can not remember.
 Q. When were you 33?—A. Will be 33 next August.
 Q. What is your street and number?—A. 32 Sand street, near Lunn's court.
 Q. And in what ward and district is that?—A. Fourth Ward, First district.
 Q. How long have you been living there?—A. Thirty-three years.
 Q. Born there, were you?—A. Yes, sir.
 Q. Have you been out of the district any time last summer?—A. No, sir.
 Q. You voted at the last November election there in that district and ward, did you, for the office of county treasurer?—A. Yes, sir.
 Q. What hour, if you remember?
 (No answer.)
 Q. Forenoon or afternoon?—A. It was in the afternoon.
 Q. Daylight, was it?—A. Yes, sir.
 Q. You marked your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. I don't know; I will have to think that over—November election, isn't it?
 Q. Yes.—A. I think I did.
 Q. Who do you think you assisted?—A. I don't remember; it seems to me I marked a ballot for somebody.
 Q. But you can not remember who it was?—A. No; I have helped to fill out some ballots, but I can not think who they were.
 Q. You were not a party worker there at the polls at the November election?—A. Wasn't that the city election, where the mayor ran?
 Q. No; the county election?—A. Then I didn't mark any ballots.
 Q. You were not a party worker?—A. No, sir.
 Q. Let me see your tax receipts, please.
 (The witness produces a tax receipt, dated October 29, 1901, including a county tax for the year 1901, in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)
 Q. Did you pay these taxes yourself personally with your own money?—A. Yes, sir.
 Q. What is your occupation, Mr. Myers?—A. Lineman, electrician.

DARBY McNEILL, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. I was born in Ireland.
 Q. How old were you when you came to this country?—A. I think it must be 10 or 11.
 Q. How old are you now?—A. I come here in 1856, so you can figure it up.
 Q. What is your street and number?—A. 109 Pike street.
 Q. How long have you lived there?—A. Since 1873.
 Q. Keeping house?—A. Yes, sir.
 Q. You haven't been out of the district to acquire a residence anywhere else during that time?—A. No, sir; I am living there since 1873.
 Q. Let me see your naturalization certificate.—A. Well, sir, they are burned up.
 Mr. OLVER. I move that the latter part of the answer be stricken out.
 Q. Let me see your tax receipts. What is your occupation, Mr. McNeill?—A. I work in the mines.
 Q. What mines?—A. D. & H., when I am able to work. I am sick now.
 Q. How long have you been working in the D. & H. mines?—A. Since 1865, in and around the mines.

Q. These taxes were stopped by the company, weren't they?—A. No, sir; they were paid right at the house.

Q. Mr. Passmore called at the house?—A. Yes; and my wife paid it.

Q. You own property up there, Mr. McNeill?—A. Yes, sir.

Q. The title to that property is in your own name?—A. Yes, sir.

Q. And has been for how long?—A. Since 1873.

Q. Did you mark your own ballot at the last November election?—A. Yes, sir.

Q. Anybody in the booth with you when you voted?—A. Nobody there but myself.

Q. Did you assist in marking a ballot for anybody else that day?—A. No, sir; I didn't.

(The witness produces a qualifying tax receipt.)

PATRICK KEARNS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Kearns?—A. In Ireland.

Q. How old were you when you came to this country?—A. About four years and a half.

Q. How old are you now?—A. About forty-one.

Q. What is your street and number?—A. 111 Brennan's court.

Q. What ward and district is that?—A. First district, Fourth Ward.

Q. How long have you lived there?—A. About 37 years.

Q. Keeping house?—A. Yes, sir.

Q. You had not been out of that district any time during last summer, had you—out of the district?—A. Well, I was out of the district about two weeks.

Q. What two weeks was that?—A. I don't recollect now.

Q. The fore part of the summer or the latter part?—A. It was about the middle of the strike, I think.

Q. Do you remember when you came back into the district to live? About the time the strike was over, was it?—A. It was quite a while before it was over.

Q. Well, about when did you get back?—A. Well, I don't know.

Q. In the month of October, was it?—A. It might be.

Q. Haven't you any recollection at all as to the month?—A. No, sir.

Q. But you think it was a short time before the strike was over, do you?—A. It was a month before it was over.

Q. That is your best recollection, is it, that it was a month before the strike was over?—A. Yes, sir.

Q. It could not have been two months before the strike was over?—A. No.

Q. Or six weeks?—A. No; I think it is about a month.

Q. You voted there at that last November election in that ward and district for the office of Congressman, did you?—A. Yes, sir.

Q. What hour?—A. About 4 o'clock.

Q. You marked your own ballot, did you?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Let me see your certificate of naturalization. You are the Patrick Kearns mentioned in this certificate, are you?—A. Yes, sir.

Q. You were present in court and sworn when you received this certificate, were you?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Patrick Kearns, a native of Ireland, dated the 5th of October, 1882, signed W. G. Daniels, clerk of the court of quarter sessions.)

Q. Let me see your tax receipts, please.—A. I ain't got any.

Q. What is your occupation?—A. Miner.

Q. Where are you employed?—A. Coalbrook.

Q. You were subpoenaed to produce a tax receipt for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.

Q. And having no such receipts for such taxes, I suppose you can not swear positively that you paid any taxes within two years prior to that time?—A. No, sir,

Cross-examination by Mr. BRENNAN:

Q. You are the owner of property in the First district, Fourth Ward, Mr. Kearns?—Yes, sir.

Q. That is the district in which you reside?—A. Yes, sir.

Q. Are you acquainted with William Passmore?—A. Yes sir.

Q. If you paid any State or county tax to him within two years, you would know it?—A. Yes, I think I would.

Q. Did you?—A. I don't think so.

JOHN BRADLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live, Mr. Bradley?—A. First district, Fourth Ward.
 Q. What is your street and number?—A. Franklin avenue, No. 9.
 Q. How long have you lived there?—A. Five years.
 Q. That is the number of your home, is it?—A. Yes, sir.
 Q. And the number where your family lives?—A. Yes, sir.
 Q. Were you out of the district any length of time last summer?—A. No, sir.
 Q. Living there continuously all the time?—A. Yes, sir.
 Q. Right up to the time of the election?—A. Yes, sir.
 Q. And you voted at the last November election in that ward and district for the office of Congressman, did you?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Pennsylvania.
 Q. What place?—A. Parsons.
 Q. How old are you?—A. Going on 33.
 Q. Where had you been living immediately before going into the Fourth Ward?—
 A. Living in Bradford County, Towanda.
 Q. Did you mark your own ballot at the last November election?—A. I did, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. And you were not in the booth with any person that day?—A. No, sir.
 Q. Let me see your tax receipts, please.—A. I haven't got my State and county tax, because they got mislaid some place. I went to get a duplicate from the old fellow and he told me he didn't have his books with him to give them to me.
 Q. You have only been there once, have you?—A. Yes; that is all.
 Q. What is your occupation?—A. Miner.
 Q. What colliery?—A. D. & H., No. 1.

THOMAS MARTIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Martin?—A. Carbondale, Fourth Ward.
 Q. How old are you?—A. Thirty-one years.
 Q. What is your street and number?—A. 154 south Main street.
 Q. How long have you lived there?—A. Eleven months.
 Q. What was the date when you moved in?—A. The 14th of March.
 Q. 1902?—A. Yes, sir.
 Q. Lived there continuously ever since, have you?—A. Yes, sir.
 Q. And at this street and number that you have given?—A. Yes, sir.
 Q. Let me see your tax receipts.—A. I haven't got them.
 Q. You received one of those printed subpoenas to produce your tax receipts here to-day, didn't you?—A. Yes, sir.
 Q. Do you know who your collector is?—A. Yes, sir.
 Q. You didn't go to him to get a duplicate, did you?—A. I thought I had them paid, and I went there to see him, and he told me I didn't; I hadn't them paid.
 Q. Then you can not swear positively that you did pay a State or county tax within two years prior to November 4, 1902?—A. No, sir.
 Q. You voted at the November election in the First district, Fourth Ward of the city of Carbondale, for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what hour you voted?—A. No, sir; I could not say.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you go in with anybody else to assist them in marking their ballot?—A. No, sir.

Cross-examination by Mr. BRENNAN:

- Q. For what years' tax did you ask Mr. Passmore to give you a duplicate?—A. 1900 and 1901.

JOSEPH McDONALD, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. McDonald?—A. Carbondale.
 Q. How old are you?—A. Thirty.
 Q. When were you 30?—A. Last March.
 Q. What is your street and number?—A. 143 south Main street.
 Q. What ward and district?—A. First district of the Fourth Ward.

- Q. How long have you lived there?—A. All my life time, except two years.
 Q. What two years was that?—A. 1898 and 1899.
 Q. What time did you get back in 1899?—A. March the 19th.
 Q. Been there ever since?—A. Yes, sir.
 Q. Let me see your tax receipts, please. What is your occupation?—A. Machinist.
 Q. Where are you employed?—A. D. & H.
 Q. These taxes were stopped by the company, were they not?—A. Yes, sir.
 Q. Do you remember from what pay they were stopped?—A. December.
 Q. In what year?—A. 1901.
 Q. You are able and willing to pay your own taxes, aren't you?—A. Yes, sir.
 Q. And you would prefer to do so?—A. It was an overlook on my part, and they were stopped, that is all.
 Q. You would prefer to pay your own taxes, wouldn't you?—A. Yes, sir.
 Q. You never authorized the D. & H. Company to stop these taxes out of your wages, did you?—A. No, sir.
 (The witness produces a tax receipt, dated December —, 1901, including a county tax for the year 1901, in the — Ward, Carbondale, signed Wm. Passmore, collector.)
 A. It was about the 13th or 14th, I believe.
 Q. Do you remember what time it was when you voted at that election?—A. Between the hours of 6 and 7.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. No one in the booth with you when you voted?—A. No, sir.
 Q. Did you assist anyone in marking a ballot that day?—A. No, sir.
 Cross-examination by Mr. BRENNAN:
 Q. You never objected to the company stopping your taxes, did you?
 Mr. OLVER. I object to the question.
 A. No.

By Mr. BRENNAN:

- Q. You were willing that they should take it out?—A. It was an overlook of mine.
 Q. You were willing that they should stop it out of your pay?—A. Why, yes; I didn't bother about it.
 At 12 noon adjourned to meet at 1 p. m.

Now, at 1 o'clock p. m., hearing is resumed.

JAMES MARTIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Martin?—A. Carbondale.
 Q. How old are you?—A. Thirty-eight.
 Q. What is the date of your birth?—A. September 15, 1864.
 Q. What district are you in?—A. I am in the First district of the Fourth Ward, now. I was born in the Second district, Fourth Ward.
 Q. How long have you lived in the First district, Fourth Ward, continuously?—A. Eight years next April.
 Q. Were you out of the district any time during last summer?—A. No.
 Q. You voted at the November election?—A. Yes, sir.
 Q. And for the office of Congressman?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—No, sir.
 Q. Did you mark anybody else's ballot?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt. This is your tax receipt is it, Mr. Martin?—A. Yes, sir.
 Q. Did you pay this personally with your own money?—A. Yes, sir.
 Q. You own a property there in the Fourth Ward?—A. I own a property, yes.
 Q. Deed to that property is in your own name?—A. Yes, sir.
 (The witness produces a qualifying tax receipt.)

JOHN MAY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. May?—A. Carbondale.
 Q. How old are you?—A. 24.
 Q. What is the date of your birth?—A. August 2 I think it was; I forget now, but I will be 24 my next birthday.

Q. You can not give us the date of your birth—the year?—A. If I should figure it up I could.

Q. You will be 24 next birthday?—A. Yes, sir.

Q. What is your street and number?—A. Sand street; I don't know the number.

Q. Sand street, near what street or cross street?—A. Between south Main street and Powderley road.

Q. And that is in the Fourth Ward, First district, is it?—A. Yes, sir.

Q. How long have you lived there?—A. I moved there, I think, in October—the strike was settled in October, wasn't it? Right after the strike was settled—no—I moved in the 1st day of November; I guess I worked a little while after; before I moved I was in the same ward and district all the time, I guess, but moved to a different property.

Q. Where were you living just before you moved?—A. It is Pearl street now.

Q. What number?—A. No. 52.

Q. How long had you been living there?—A. About a year, I guess.

Q. Can you give us the exact date when you moved there to Pearl street?—A. I could not, but I think I was there a year ago February—this month.

Q. Did you ever vote while you were living on Pearl street?—A. No, sir.

Q. This last November election was the first election?—A. I voted once, I think, at the delegate election while I was on Pearl street.

Q. Where was that delegate election held?—A. The same place where I voted this time, down on Pike street.

Q. Had you ever voted before in any other district?—A. Yes.

Q. Where had you voted before?—A. Third district, Fourth Ward.

Q. At what election was that?—A. The last election.

Q. That is the February election before the last November election?—A. Yes, sir.

Q. Then you were not living in the Third district at that time?—A. I was, but I wasn't out long enough to unseat me—I just moved out a few days.

Q. That is when you were living on Pearl street?—A. No, sir.

Q. Where were you living then?—A. Over on Brooklyn street with my father; let me see, who did I vote—I guess it was the Presidential election; I don't know rightly.

Q. You had not been out of the First district, Fourth Ward?—A. It was the election before that that I voted over there. It was Gallagher and Hughes—at the time they ran.

Q. During last summer were you there living at Pearl street all the time?—A. Yes, sir; all last summer—the summer just gone.

Q. You were living on Pearl street all that summer?—A. Yes, sir.

Q. And in October you moved to Sand street?—A. Yes, sir.

Q. And from that time on—did you live there until the election?—A. Yes, sir; I live there yet.

Q. You are positive that 52 Pearl street is in the First district of the Fourth Ward, are you?—A. I always thought so.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Nobody in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. How long were you at the polls before you voted?—A. Not very long.

Q. What time of the day did you vote?—A. About 4 o'clock in the afternoon.

Q. Daylight?—A. Yes, sir.

Q. You voted for the office of Congressman?—A. Yes, sir.

Q. Let me see your tax receipt.—A. I haven't got any.

Q. Not having any tax receipt, Mr. May, you would not care to swear positively that you paid a State or county tax, would you?—A. No, sir.

Q. And you don't think you have, do you?—A. No, sir.

Q. You would not like to tell us who you voted for, I suppose?—A. No, sir.

Now, February 4, 1903, at 2.30 p. m., there being no more witnesses present, hearing is continued until 9 o'clock to-morrow morning, February 5, 1903, in the same place.

JOHN TAYLOR, *Commissioner*.

Now, at Carbondale, Pa., February 5, 1903, at 9 a. m., pursuant to last adjournment, the hearing of testimony is resumed before John Taylor, commissioner. Counsel present: For contestant, C. E. Olver, esq.; for respondent, J. E. Brennan, esq.

MICHAEL COOK, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Gordon avenue, No. 110.

Q. How long have you lived there?—A. I was born there, sir.

- Q. That is your home, is it?—A. Yes, sir.
- Q. You voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.
- Q. What hour of the day, about?—A. Well, between 5 and 6.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the booth with you when you voted?—A. No, sir; never had any trouble.
- Q. How long were you there at the polls before you voted?—A. Just went there and voted and came right home.
- Q. You did not assist anyone in marking a ballot?—A. No, sir.
- Q. And you had no assistance yourself?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir; just went and put it right in.
- Q. You were not out of the district working elsewhere last summer, were you?—A. No, sir.
- Q. Let me see your tax receipt.—A. Which one do you want?
- Q. For county taxes.
- (Witness produces receipt.)
- Q. What is your occupation, Mr. Cook?—A. Blacksmith.
- Q. Where are you employed?—A. At the Erie breaker.
- Q. This tax receipt, dated January 17, for 1899 taxes, you probably paid that in the year 1900 for the 1899 taxes, did you?—A. Yes, sir.
- Q. Although the 1900 is crossed out, you think it was in 1900 you paid the 1899 tax?—A. Yes, sir.
- (The witness produces a tax receipt, dated January 17, 1900, to Mr. Michael Cook, including a county tax in the Fourth Ward, city of Carbondale, for the year 1899, signed Wm. Passmore, collector.)
- Q. This other tax receipt—you paid this tax January 17, 1903?—A. Yes, sir.
- Q. And the other which you have here was June 15, 1899—that is when you paid that, is it?—A. Yes, sir; I paid that one at the house.
- Q. These are the only tax receipts for county taxes which you find, are they?—A. Yes, sir.
- Q. And they include the years 1898, 1899, and 1900?—A. Yes, sir.
- Q. You paid these personally from your own money?—A. Yes, sir; my hard-earned money.

MICHAEL MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 15 Powderley street.
- Q. In what ward and district is that?—A. Fourth Ward, Second district (should be Fourth Ward, First district).
- Q. And the number that you have given is your home, is it, where you live?—A. Yes, sir.
- Q. Are you a married man?—A. No, sir.
- Q. Boarding?—A. Yes, sir.
- Q. With your parents?—A. Yes, sir.
- Q. How long have you been living there?—A. About thirty years.
- Q. Born there, were you?—A. No, sir.
- Q. How old are you?—A. Thirty-five.
- Q. Where were you born?—A. Herrick Center.
- Q. State of Pennsylvania?—A. Yes, sir.
- Q. Had you been living there in that ward and district continuously for at least ninety days before the election?—A. Yes, sir.
- Q. For that period you had not been out of the district boarding anywhere else?—A. No, sir.
- Q. Were you out anywhere last summer, working elsewhere?—A. No, sir.
- Q. You voted there in that district and ward for the office of Congressman, did you?—A. No, sir.
- Q. You didn't vote?—A. No, sir.
- Q. Didn't vote at all?—A. No, sir.
- Q. You have been living there in that district for about thirty years, you say?—A. Yes, sir.
- Q. Pretty well acquainted in the district, are you?—A. Yes, sir.
- Q. Do you know of any other Michael Manion living there in that district?—A. No, sir; I do not.
- Q. You think if there was one there in that district you would know it?—A. I think so.

Q. You say you never knew of any other Michael Manion there in the district?—A. No; I have not heard of any.

Q. How often have you been voting there in that district?—A. Every election, pretty near; pretty near every election.

Q. That is the November and February election, both?—A. Yes, sir.

Q. And when you were voting there you never knew of another Michael Manion in that district?—A. There might be another Michael Manion in that district, but I never knew anything about him.

Q. You never had your attention called to the fact that there was another Michael Manion in that district, when you were voting there?—A. No.

Q. You are positive you didn't vote last November?—A. Yes, sir.

Q. You didn't vote?—A. No, sir.

Q. Do you remember where you were that day?—A. No; I don't exactly remember where I was.

Q. What is it that fixes it particularly on your mind that you did not vote?—A. Nothing particular.

Q. Do you remember talking it over with anybody about not voting?—A. No.

Q. But you are positive you didn't vote?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. You didn't vote in the Fourth Ward, First district, either, did you?—A. No, sir.

Q. You didn't vote at all that day, did you?—A. No, sir.

Mr. BRENNAN. He lives in the Fourth Ward, First district.

By Mr. OLVER:

Q. And the facts you have testified to with reference to the Second district apply also to the First district; that is, you don't know any Michael Manion living in the district where you vote?—A. No, sir.

Q. You understood that I was asking you with reference to that district in which you vote when I was questioning you, didn't you?—A. Yes, sir.

DUDLEY GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Gordon?—A. Gordon avenue, No. 5.

Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. How long have you lived in that district?—A. Since 1844.

Q. Keeping house there?—A. Yes, sir.

Q. And that is your family residence, is it?—A. Yes, sir.

Q. Where were you born?—A. In Ireland.

Q. How old were you when you came to this country?—A. I think about 8; I have no record of it.

Q. And how old are you now?—A. About 70.

Q. You voted at the last November election in that ward and district, did you?—A. I did, sir.

Q. And for the office of Congressman?—A. I think so.

Q. That is, you voted for all the candidates that were to be voted for?—A. I didn't vote for any of the party ticket; I think it was the antimachine ticket.

Q. You voted for all the names on the antimachine ticket?—A. I did, sir.

Q. And about what time of day did you vote, if you remember?—A. I think it was about 10 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you go into the booth with anybody that day to assist them in marking a ballot?—A. No, sir.

Q. About how long were you at the polls that day?—A. Just while I was doing that business, and went right away again.

Q. Let me see your tax receipts. What is your occupation, Mr. Gordon?—A. Miner.

Q. And where are you employed?—A. For the D. & H. Company.

Q. Did you pay this tax yourself with your own money?—A. Yes, sir.

Q. Do you remember when you paid them?—A. Really, I don't. I could not give the date now, but it is there on the receipt.

Q. It was the date that is on this receipt, was it?—A. Yes, sir.

Q. Do you own a property, Mr. Gordon?—A. Yes, sir.

Q. Is the title to that property in your own name?—A. Yes, sir.

Q. And has been for at least two years past?—A. Yes, sir.

(The witness produces a tax receipt, dated September 20, 1901, including a county tax, for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Let me see your naturalization paper.—A. These are my father's that I voted on.

Q. You were subpoenaed to produce your certificate of naturalization here this morning, weren't you, Mr. Gordon?—A. Yes, sir.

Q. And you haven't any certificate of naturalization in your own name, have you?—A. No, sir; I always voted on them; I never had any papers but them.

Mr. OLVER. I ask that the answer be stricken out.

Cross-examination by Mr. BRENNAN:

Q. How old did you say you were when you came to this country?—A. About 8 years.

PATRICK J. DUFFY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live, Mr. Duffy?—A. Gordon avenue.

Q. What is your number?—A. 50—that is the old number; I don't know what they gave us since.

Q. Is that your home?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. How long have you lived there?—A. I am living there where I am living now a little over nine years. I was born and raised on that road.

Q. You lived there continuously for at least nine years past?—A. Yes, sir.

Q. Were you not out of the district any time during last summer?—A. No, sir; I was laid up two years and a half and could not leave the house to go any place.

Q. You were born there in the Fourth Ward?—A. Yes, sir.

Q. And you voted last November in the Second district, Fourth Ward of Carbondale, for the office of Congressman, did you?—A. Yes, sir.

Q. What time of day was it when you voted?—A. It was early in the day.

Q. Were you there at the polls more than once that day?—A. No; I didn't stay ten minutes.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. You were not in the booth with anyone?—A. No, sir.

Q. Let me see your tax receipts.—A. I don't know whether they will do you or not, but you can have them.

Q. What is your occupation, Mr. Duffy?—A. Miner.

Q. And where are you employed?—A. D. & H. mines.

Q. What mines?—A. Powderley's.

Q. These taxes were both paid on the same date, Mr. Duffy?—A. That man (the collector) has got his receipts all slabbered over.

Q. These taxes were both paid on the same day, weren't they?—A. No, sir; this last one here that my name is not on was the last paid, and I have another one, too, just the same. He got the money for them all right, and got them in the house, too.

Q. Then I understand you to say you didn't pay these both at the same time, do you?—A. No, sir; I didn't.

(The witness produces a tax receipt, dated Carbondale, Pa., December 30, 1902, including a county tax for the year 1899, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector, which receipt contains no name of taxable. Also tax receipt, dated Carbondale, Pa., December 30, 1902, to Mr. Patrick J. Duffy, including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Who is Patrick J. Duffy?—A. Me.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you, Mr. Duffy—that is, you had one of those printed notices served on you to appear, Mr. Duffy?—A. Yes; Mr. Pierce served it on me.

Q. And in looking over your tax receipts these are the only ones you find?—A. Those are the only ones I knowed was any good to take.

Q. That is, the other ones were all paid more than two years ago?—A. Yes, sir.

Q. Now, as explaining your testimony with reference to these two receipts, I would like to offer these two receipts in evidence.

(Receipts marked "Exhibit No. 18" and "Exhibit No. 19," as follows:
 EXHIBIT No. 18.—Carbondale, Pa., Dec. 30, 1902 (stamped with rubber stamp over "1900").

Mr. Patk. J. Duffy, 4 Ward.

Your State tax for the year 1900 is\$.....
 Your county tax for the year 1900 (1901 stamped over 1900) is \times ^a 94
 Your bridge tax for the year 1900 is
 Your bicycle tax for the year 1900 is.....

Total\$ \times ^a 94

Received payment.

WM. PASSMORE, *Collector*.

EXHIBIT No. 19.—Carbondale, Pa., Dec. 30, 1900 ^b (1902).

M—, ———, 4 Ward.

Your State tax for the year 1900 (1899) is.....\$.....
 Your county tax for the year 1900 is..... 1. 73
 Your bridge tax for the year 1900 is
 Your bicycle tax for the year 1900 is.....

Total \$1. 73

Received payment.

WM. PASSMORE, *Collector*.

Q. The title to your property is in your wife's name?—A. Yes, sir. And I have two lots in my own name—I paid on those lots.

Q. And the other receipts you have at home are in your wife's name?—A. Yes, sir.

Q. You voted there in the Second district, Fourth Ward, last November, did you?—A. Yes, sir.

JAMES BARNICOTT, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 198 Upper Powderley street.

Q. Are you married and living there?—A. Yes, sir.

Q. How long have you been living there?—A. Five years.

Q. Keeping house?—A. No; I rent a house.

Q. Are you married?—A. Yes.

Q. You have been there right along for five years last past, have you?—A. Five years ago last April.

Q. You have not been out of the district anywhere working, that took you out of the district—out of the city?—A. No, sir.

Q. Where were you born?—A. I was born in England.

Q. How old were you when you came to this country?—A. I came to this country in 1887.

Q. How old were you then?—A. Twenty-three.

Q. And how old are you now?—A. Forty.

Q. You voted at the last November election in the Fourth Ward, Second district, of Carbondale, for the office of Congressmen, did you?—A. I voted on the Socialist ticket.

Q. What time of the day was it when you voted?—A. It was after supper.

Q. I thought you Socialists would be voting in the dark. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you voted?—A. Oh, yes.

Q. Who was the man that was in with you?—A. I guess John Welsh.

Q. Well, you know if it was John Welsh?—A. Yes, sir.

Q. What did you take John in with you for?—A. I didn't understand the business.

Q. You read and write, dont you?—A. No, sir.

Q. You have good eyesight?—A. Yes; but when I was a small boy I didn't go to school—that is the reason.

Q. Your hands are all right and you could see all right?—A. Yes.

Q. You voted the straight Socialist ticket, did you—you made just one mark on the ballot, did you?—A. I don't know about that.

^a Figure "9" is stricken through in copy.

^b "1900" is stricken through in copy.

Q. You saw Mr. Walsh mark the ballot, didn't you—you saw him when he did it?—A. I was behind; I was right there.

Q. Who had the pencil?—A. Walsh.

Q. You told Walsh how you wanted to vote?—A. On the Socialist, that is all.

Q. Before you went in there, if you had been shown a sample ballot and that the third or fourth column of that ballot was the Socialist ticket, you could have remembered that column and made one mark in the center yourself, couldn't you?—A. I don't know.

Q. You can count, can not you?—A. Yes.

Q. If they had shown you that the third or fourth column in the ballot was the Socialist ticket, you could have made a mark in the top of that column, couldn't you, for that ticket?—A. Yes; I could have done that.

Q. What did you say to the election board when you took Mr. Walsh in with you?—A. I didn't say anything.

Q. And they didn't say anything to you, did they?—A. No, sir.

Q. Nothing said at all?—A. No.

Q. Let me see your tax receipts.

Q. What company are you working for?—A. D. & H., No. 1 shaft.

Q. And these taxes were stopped by the company, weren't they?—A. No, sir; I paid them.

Q. They are marked No. 210. That is your number in the mines?—A. Yes, sir.

Q. Now, weren't these taxes handed to you by the paymaster when you got your pay?—A. No; my buttly gave them to me.

Q. Then you didn't pay them to Mr. Passmore yourself?—A. No.

(Witness produces two other receipts.)

A. This must be the ones I mean.

Q. This one was paid on July 12, 1899, and the other April 30, 1900. You don't know that your buttly—you didn't know that your buttly was going to pay these taxes, did you?—A. No, sir.

Q. You didn't know anything about it until after they were paid and the receipts handed to you by him?—A. That is all.

Q. You never told him to pay them for you?—A. No, sir.

Q. You would rather pay them yourself, wouldn't you?—A. Yes, sir.

Q. Let me see your naturalization certificate—A. I haven't got any.

PATRICK J. CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Connors?—A. No. 80 Pearl street.

Q. That is your home, is it?—A. Yes, sir.

Q. Married man?—A. Yes, sir.

Q. Keeping house there?—A. Yes, sir.

Q. And how long have you been living there?—A. About four years; and I moved from Welsh Hill back there.

Q. You have been living there about four years?—A. I was born there.

Q. You were living at that street and number all the time for four years prior to the last election?—A. Yes, sir.

Q. You were not out of the district any time during that time?—A. No, sir.

Q. Where were you born?—A. Born there on Powderley street.

Q. How old are you?—A. Twenty-eight.

Q. You voted at the last November election in the Second district, Fourth Ward, city of Carbondale, did you, for the office of Congressman?—A. Yes, sir.

Q. What hour of the day did you vote?—A. About a quarter after 6.

Q. Daylight when you voted?—A. No; it was in the evening.

Q. They had the lights lit, did they?—A. Yes, sir.

Q. Candles in the booths?—A. Yes, sir.

Q. Can you read and write?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipts, please.—A. I could not find either one of them. I don't know whether I have them here or not. I don't think I have the last two years paid.

Q. So that you would not swear you paid a State or county tax within two years?—A. No, sir.

Q. Have you any objection to telling us who you voted for at the November election?—A. No, sir; I was a Republican.

Q. And you voted for William Connell for Congress?—A. Yes, sir.

JAMES CONNORS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Connors?—A. 66 Powderley street.
 Q. Is that where your home is?—A. Yes, sir.
 Q. Keeping house?—A. No, sir; single man.
 Q. Boarding there, are you?—A. Yes, sir.
 Q. How long have you been boarding there?—A. Since I came to the country.
 Q. When was that?—A. Twenty-three years ago.
 Q. Where were you born?—A. In Ireland.
 Q. How old are you?—A. Fifty or 52.
 Q. You have been in this country how long?—A. Twenty-three years.
 Q. You were not out of the district any length of time last summer?—A. No, sir.
 Q. You were there all the time, were you?—A. The whole time, sir.
 Q. You voted in the Second district, Fourth Ward of the city of Carbondale for the office of Congressman last fall, did you?—A. Yes, sir.
 Q. What hour of the day did you vote?—A. I could not say.
 Q. Forenoon or afternoon?—A. In the afternoon, I believe.
 Q. Along toward evening; about 6 o'clock?—A. About 4 o'clock, I guess.
 Q. Did anyone go in the booth with you to assist you in marking your ballot?—A. They did, sir.
 Q. Who was it?—A. William McDonough.
 Q. Where does William McDonough live?—A. On the lower road, I guess.
 Q. He lives in your district, does he?—A. Yes, sir.
 Q. Where did you meet Mr. McDonough, outside the polls?—A. Outside; I was going from work.
 Q. You asked him if he would go in and mark your ballot?—A. No; he asked me to go in and I went in with him.
 Q. When you went in to vote your own ticket there did anybody go in with you?—A. No.
 Q. William McDonough asked you to go in and mark his ballot?—A. He marked mine and all, sir.
 Q. You both went in together?—A. Yes, sir.
 Q. You were in the booth with William McDonough when he marked his ballot?—A. Yes, sir.
 Q. And then he turned around and marked yours; is that the way?—A. Yes, sir.
 Q. That is, McDonough asked you to go in with him?—A. Well, we both went in together.
 Q. You didn't say anything to McDonough about going in with him?—A. No, sir.
 Q. And you didn't say anything to McDonough about his going in with you?—A. No, sir.
 Q. When you went to get your ballots was anything said to the election board?—A. No, sir; not a word.
 Q. You both got your ballots and both went into the same stall together?—A. In the same stall, sir.
 Q. Did you see how McDonough marked your ballot?—A. No, sir; I could not read.
 Q. You didn't look to see how he marked it?—A. No, sir.
 Q. Didn't say anything to him as to how you wanted to vote?—A. No, sir; not a word.
 Q. And McDonough didn't say a word to you about how he was going to vote?—A. No, sir. I asked him no questions at all, sir.
 Q. Had you been talking with him before as to how you were going to vote?—A. No, sir. I had no notion of voting.
 Q. You didn't intend to vote that day?—A. No, sir.
 Q. But McDonough met you and said, "Come along and vote?"—A. Yes, sir.
 Q. Where did McDonough meet you?—A. Outside, sir.
 Q. Were you coming from work?—A. No, sir; we were idle at the same time.
 Q. You were not, either of you, working that day?—A. No, sir; there was no one.
 Q. How long had you been around the polls before you voted?—A. I don't think I was there ten minutes.
 Q. McDonough and you came to the polls together?—A. No; he was there when I got there.
 Q. Was McDonough one of the workers there at the polls?—A. I think he was. I could not say.
 Q. Had you seen him there at the polls before, that day?—A. No, sir.
 Q. Let me see your tax receipts. What is your occupation?—A. Company work, now, sir.

- Q. At what mines are you employed?—A. D. and H. No. 1.
- Q. These taxes represented by this receipt were handed to you by the paymaster with your pay, weren't they?—A. Yes, sir.
- Q. And they were both handed to you at the same time, out of the same pay?—A. It must be.
- Q. Your number there at the mine is No. 38, isn't it, or was at that time?—A. Yes, sir.
- Q. You didn't know that these taxes were going to be paid by the company until the receipts were handed to you by the paymaster?—A. No, sir; I didn't know anything about it, because the man didn't come around to say.
- Q. You didn't know that the company was going to pay them?—A. No, sir; I didn't.
- Q. The first notice you had that the company was paying your taxes was when they handed the receipts on pay day?—A. Yes, sir.
- Q. You would rather pay your own taxes, wouldn't you, Mr. Connor?—A. Yes, sir; if they would come around.
- Q. You can pay your own taxes, and you do pay your own bills? Let me see your naturalization certificate.—A. I haven't them, sir.
- Q. You have never had any, have you?—A. No, sir.
- (The two tax receipts produced are each dated December 16, 1901, including county tax for the year 1900 and the year 1901, signed Wm. Passmore, collector.)
- Q. Mr. McDonough is a Democrat in politics, is he?—A. That is more than I can say.
- Q. You didn't know what his politics were?—A. No, sir; I know nothing at all about them.

PATRICK J. MANION, JR., called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Manion?—A. No. 144 Pike street.
- Q. Where were you born?—A. Carbondale.
- Q. How old are you?—A. Thirty-one.
- Q. How long have you lived in the Second district, Fourth Ward?—A. All my life.
- Q. Born there?—A. Yes, sir.
- Q. You had not been out of that district last summer for any time?—A. No, sir.
- Q. And you voted there in that ward for the office of Congressman last November, did you?—A. Yes, sir.
- Q. What hour of the day did you vote?—A. I can not tell that exactly.
- Q. In the forenoon or afternoon?—A. That I don't know really, whether it was before dinner or after.
- Q. You were working that day?—A. Yes, sir.
- Q. You probably voted on your way to work or from work?—A. I don't know. I went home to dinner and may have voted then.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the booth with you when you voted?—A. No, sir.
- Q. You didn't assist anyone else in marking a ballot that day, did you?—A. No, sir.
- Q. Did you pay this tax yourself personally, with your own money?—A. Yes, sir.
- Q. What is your occupation?—A. Saloon keeper.
- Q. Where is your place of business, Mr. Manion?—A. Main street; the Harrison House.
- (The witness produces a tax receipt dated December 3, 1901, including a county tax for the year 1901, in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)

JOHN CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Connor?—A. 47 Powderley street.
- Q. And that is in the Second district, Fourth Ward, of the city of Carbondale?—A. Yes, sir.
- Q. How long have you lived there?—A. Seven years.
- Q. Living there continuously for seven years?—A. Yes, sir.
- Q. Are you a married man?—A. Yes, sir.
- Q. Keeping house there?—A. Yes, sir.
- Q. You were there all last summer?—A. Yes, sir.
- Q. You voted there for the office of Congressman?—A. Yes, sir.
- Q. What hour of the day did you vote?—A. I could not tell you.

Q. Forenoon or afternoon?—A. It must be in the afternoon as I was coming home from work, I think about 4 o'clock.

Q. Let me see your tax receipts.—A. I haven't any tax receipts—I could not find them this morning—for county taxes.

Q. You didn't go to see if you could get a duplicate receipt?—A. Yes, I did; but I could not find Passmore this morning.

Q. Where were you born?—A. Pittston.

Q. State of Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. Thirty-eight.

PATRICK DUFFY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 20 Parnell street.

Q. Are you a married man, Mr. Duffy?—A. Yes, sir.

Q. Keeping house, are you?—A. Yes; since October, 1901.

Q. Then it was a year ago that you went to live there?—A. Yes.

Q. And you were not out of the district last summer at any time?—A. Yes, sir.

Q. Where were you last summer?—A. Up in York State.

Q. What place in York State?—A. Andover—a place called Andover.

Q. What were you doing up there?—A. Working for Mr. Bradley, the contractor.

Q. How long were you up there?—A. I was up there very near four weeks, maybe a little over four weeks, I am not rightly sure now.

Q. What time in the summer was that?—A. I came back on the 20th of October, I think; I came back the Monday before they started up the mines.

Q. You didn't get back any earlier than that, you think?—A. No, sir; I got back on the Monday before or the Tuesday before they started up the mines.

Q. You voted in the Second district, Fourth Ward, last November for the office of Congressman, did you?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. You didn't assist anyone else in marking a ballot that day?—A. No, sir.

Q. How long were you at the polls before you voted?—A. About five minutes—turned right around and went away after I voted.

Q. Let me see your tax receipts.—A. I haven't got any.

Q. Do you know who your tax collector is?—A. Yes, sir.

Q. Did you go to get a duplicate?—A. I didn't pay 1900 taxes. I went to pay them over here; he didn't have his books, and I didn't bother with him since; 1899 taxes I paid.

Q. And those you paid some time in the year 1899?—A. I don't remember what date I paid them on.

Q. You paid that when the tax collector called for it?—A. I think they were stopped in the office.

Q. They were stopped some time in the year 1899, weren't they?—A. I could not say as to the date of it at all. I know I was—

Q. You have a receipt for 1899?—A. I don't know; I don't think I could find it.

Q. Where were you born, Mr. Duffy?—A. Right here in town.

Q. How old are you?—A. Thirty-one years, will be in March.

Q. You could not swear that you had paid a State or county tax within two years prior to November 4, 1902?—A. I didn't pay the 1900 tax.

Q. Well, you didn't pay 1901?—A. No, sir; I didn't pay any since.

Q. You didn't pay any taxes since 1899?—A. No, sir.

THOMAS FARRELL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Farrell?—A. 249 Pike street, I believe. The number has been changed to 241 now.

Q. Are you keeping house there?—A. Yes, sir.

Q. How long had you been living at that place?—A. About fifteen or sixteen years.

Q. What ward and district is that?—A. Fourth Ward, Second district.

Q. You voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day?—A. Between 6 and 7 in the evening.

Q. And you voted for the office of Congressman, did you?—A. Yes, sir.

Q. You had not been out of that district last summer for any length of time?—A. No, sir.

Q. Were you working on election day?—A. Yes, sir.

- Q. Voted on your way home from work, did you?—A. Yes, sir.
 Q. Can you read and write?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you assist anyone in marking a ballot that day?—A. No, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Fifty.
 Q. Let me see your tax receipts. You own a property there, do you, Mr. Farrell?—A. Yes, sir.
 Q. And is the title to that property in your own name?—(No answer.)
 Q. Do you own the property?—(No answer.)
 Q. This tax is the only tax which you pay there in that district and ward, is it, Mr. Farrell?—A. Oh, no; I have paid all my taxes.
 Q. I mean county taxes?—A. That was the last previous to election.
 Q. And you didn't pay any county tax—any occupation tax outside of this?—A. No, sir.
 Q. As you understand it then, this tax is assessed on your property and it also includes an occupation tax?—A. Yes, sir.
 Q. You understand it to be that way?—A. Yes, sir.
 Q. What is your occupation?—A. Well, my occupation is calling men for the Erie Company.
 Q. Do you remember what the assessment was on your occupation?—A. I think it was \$50.
 Q. You paid this tax yourself personally, and from your own money?—A. Yes, sir.
 Q. Then, as I understand the situation, the property there is in your wife's name, and the assessment is on your occupation and on that property, both?—A. It is in my wife's name—it was my father-in-law's property and my father bought her interest in it, and I bought the other interest, and that is the way we hold it.
 Q. Then you are part owner of that property?—A. I am three-quarters owner; I bought three heirs out, and she had the other quarter.
 Q. And you never had any deed from her to you for her interest?—A. No.
 (The witness produces a tax receipt dated August 17, 1901, to Thomas Farrell, including a county tax for the year 1900, signed Wm. Passmore, collector.)

EDWARD GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Gordon?—A. No. 5 Gordon avenue.
 Q. Married, and keeping house there?—A. No, sir; boarding with my parents.
 Q. That is their residence, is it?—A. Yes, sir.
 Q. How long have you been there?—A. Forty-two years.
 Q. Born there, were you?—A. Yes, sir.
 Q. You have not been out of the district last summer for any length of time—simply to attend a ball game once in a while?—A. I was still in the district in the ball games.
 Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what hour of the day it was when you voted?—A. Somewhere around 4 o'clock, I suppose.
 Q. You marked your own ballot, of course?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. You didn't assist anyone else in marking a ballot that day, did you?—A. No, sir.
 Q. You were born here in the city of Carbondale?—A. Yes, sir.
 Q. How old are you?—A. Forty-two years.
 Q. Let me see your tax receipts. Did you pay these taxes yourself to the collector, personally?—A. Yes, sir.
 Q. And from your own money?—A. Yes, sir.
 Q. What is your occupation?—A. Miner.
 Q. Where are you employed?—A. No. 1, D. and H.
 (The witness produces a tax receipt dated Carbondale, Pa., October 3, 1901, to Mr. Ed Gordon, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. You think you paid this tax on the date of the receipt, do you?—A. Yes, sir.
 Q. You got that tax receipt from Mr. Passmore?—A. Yes, sir.

MARTIN GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Gordon?—A. No. 46 Franklin.
 Q. What ward and district is that in?—A. Second district of the Fourth Ward.

- Q. And you voted there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty-two, I guess.
 Q. How long have you been living in that district and ward?—A. I have been in the ward—but in the district only a year next month.
 Q. You moved in there in March, 1902?—A. Yes, sir.
 Q. Were you there continuously from that time on?—A. Yes, sir; only a few days.
 Q. Were you working those few days somewhere else?—A. No, sir.
 Q. Your home has been there right along, then?—A. Yes.
 Q. Boarding, are you?—A. No, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. You marked your own ballot at the November election?—A. Yes, sir.
 Q. No assistance from anyone?—A. No, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Let me see your tax receipts.—A. Nit. My tax receipts were torn up, I guess.
 I don't know what years were paid or anything—
 Q. You haven't been to see Mr. Passmore to get duplicates?—A. No, sir.
 Q. Are you able to swear positively you paid a State or county tax within two years prior to November 4, 1902?—A. I know what the amount was—\$2.10 or \$2.20, but what year it was I could not tell.
 Q. It would not be that much, would it—county tax?—A. Oh, yes; property.
 Q. What is your occupation?—A. Miner.
 Q. Where are you employed?—A. D. and H. No. 1.

MICHAEL JUDGE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Judge? Where do you live?—A. It is Franklin avenue; 88 the number of the house.
 Q. Are you keeping house there?—A. Yes, sir.
 Q. How long have you lived there?—A. I guess I am five years.
 Q. You are pretty sure it is about five years, are you?—A. Yes, sir.
 Q. Where did you live before you moved in there?—A. I lived over upon Powderly road. I was renting a house, but I built this house.
 Q. And it was about five years ago that you moved into the Second district, Fourth Ward, was it?—A. Yes, sir.
 Q. And you have been there continuously ever since?—A. Yes, sir; I expect to live and die there.
 Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir; I voted.
 Q. What hour of the day was it?—A. I could not tell that.
 Q. Before dark?—A. Well, it was before dark; it wasn't by candlelight.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth to help you?—A. Yes, sir.
 Q. No one went into the booth with you to help you?—A. No, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old were you when you came to this country?—A. Well, I guess I was around in the neighborhood of 40 years.
 Q. And how old are you now?—A. I came here in 1884, but not to this town; but I came to the country in 1884.
 Q. This is your paper, is it?—A. Yes, sir.
 Q. You were present in court and sworn when you received this?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Michael Judge, a native of Ireland, dated the 7th day of October, 1892, signed J. H. Thomas, clerk of the court of quarter sessions.)
 Q. Are these your tax receipts, Mr. Judge?—A. Yes, sir.
 Q. You paid them yourself with your own money, did you?—A. Yes, sir.
 Q. You were subpoenaed here to produce tax receipts for county taxes paid within two years prior to November the 4th, 1902, weren't you, Mr. Judge?—A. Yes, sir.
 Q. These are all the receipts that you have at the house, are they?—A. They are the latest. I got 1902; I have plenty more, but I had no need of bringing them here.
 (The witness produces a tax receipt dated December 29, 1902, to Michael Judge, a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector. Also a tax receipt for poor tax, school tax, and city tax.)
 A. That is all the taxes I paid—they four receipts—city and school and the other two there.

Cross-examination by Mr. BRENNAN:

Q. Are these all the receipts which you have for State and county taxes?—A. Yes, sir.

Q. All for this year?—A. All for 1902.

Q. Have you a tax receipt for 1901?—A. No, sir.

Q. Where is it?—A. I don't know; maybe I have. (Witness produces another receipt.)

Redirect examination by Mr. OLVER:

Q. You own a property up there, Mr. Judge?—A. Yes, sir.

Q. And the deed for that property is in your own name?—A. Yes, sir.

Q. And you have owned that for more than two years, have you?—A. Oh, I own it since I come to live there. I bought the land, I think, the 30th day of November, 1895. That was the day I bought it; I remember about that.

Q. You paid this tax to Mr. Passmore, the collector, yourself?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., December 28, 1901, to Michael Judge, sr., including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. This receipt is just as it came to you from Mr. Passmore, is it?—A. Yes, sir; I never lifted a finger to it, and I don't believe I looked at it until to-day since I paid it, and I had hard work hunting them up, too.

Q. I call your attention to the lead pencil figure "1." It looks as though the "2" had been changed to a "1."—A. Well, sir, if it was, it wasn't me as done it.

Q. You don't know anything about that change, do you?—A. No, sir.

Q. When did you get this receipt? You got it last December, didn't you?—A. I will tell you who got that receipt. It was a son of the plumber, and this boy used to take the money and give me the receipt. It was Van Beck's boy that gave me that receipt, and I paid him.

Q. Did you see the boy date this receipt?—A. I was standing by from him, waiting until he gave it to me, when I gave him the money.

JOHN GILLIGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Gilligan?—A. No. 279 Pike street.

Q. Is that in the Second district of the Fourth Ward?—A. Yes, sir.

Q. How long have you been living in that district?—A. Eleven years.

Q. Keeping house?—A. No; I am living home with my parents.

Q. You were not away during last summer?—A. I was away during the strike for a while.

Q. Where were you then?—A. New York State.

Q. Working down there?—A. Yes, sir.

Q. What time did you get back?—A. Some time in October.

Q. Well, how long were you down there?—A. About three weeks.

Q. You could not tell us about what time it was in October you got back?—A. It was the early part; around the 1st, I think.

Q. Was it about the time the strike was over?—A. No; before the strike was over.

Q. About how long before?—(No answer.)

Q. That is, how long were you back here before you went to work?—A. About the 2d of October when I came back.

Q. What fixed that on your mind, if anything, Mr. Gilligan?—A. Nothing; only I was sent for about the 2d of October, or about the last of September.

Q. You could not be positive just the day when you got back here?—A. No, sir; it was no later than the second.

Q. You are positive of that, are you?—A. Yes, sir.

Q. Where were you born?—A. New York City.

Q. How old are you?—A. Thirty-four.

Q. You voted last November in the Second district, Fourth Ward, of Carbondale, for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day did you vote?—A. It was around 6 o'clock.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipts?—A. I can not show any.

Q. Do you know who your tax collector is?—A. Passmore, I think; I think I had them; I remember, but I lost them.

Mr. OLVER. I move to strike out that answer.

Q. Did you go to Mr. Passmore to see if you could get duplicates?—A. No, sir.

Q. Are you able to swear positively that you paid a State or county tax within two years prior to November 4, 1902?—A. No, sir.

MICHAEL HALEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Haley?—A. Gordon avenue.
 Q. What number?—A. I have no number; I am boarding out.
 Q. Near what cross street is it, or what place?—A. Just the width of two lots across the railroad on Gordon avenue.
 Q. It is the second lot from the railroad crossing?—A. Yes.
 Q. And how long have you been living there?—A. I am living there since 1846. Well, I was on the other side; my wife is dead, I am boarding now.
 Q. That is in the second district, Fourth Ward, city of Carbondale?—A. Yes, sir.
 Q. Where you were living with your wife before that, was that in the same district?—A. Same district, only the railroad divides it.
 Q. You were not away from that district any time last summer?—A. No, sir; not a month or a day.
 Q. And you voted there last November for the office of Congress, did you?—A. I did, sir.
 Q. About what time of the day was it when you voted?—A. I voted about 5 o'clock in the afternoon.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old were you when you came to this country?—A. About 9 or 10 years old, they told me.
 Q. How old are you now?—A. About 65 or 66.
 Q. Let me see your naturalization certificate, if you have one.—A. I didn't fetch them down.
 Q. You were subpoenaed to produce a naturalization certificate. You had one of those printed forms of subpoena left at your house?—A. Yes, but I didn't see it at all; my children lost it.
 Q. Let me see your tax receipt. What is your occupation, Mr. Haley?—A. Working at company work in the mines. I had to quit mining; I was laid up sick.
 Q. These taxes were handed to you by the paymaster when you got your pay?—A. Yes, sir; they were.
 Q. You didn't know anything about the company paying your taxes until you were handed these receipts?—A. No, sir; I didn't.
 Q. You never said anything to them about paying your taxes?—A. No.
 Q. You could pay your own taxes if they would let you?—A. I could if they would come after it.
 Q. You would prefer to pay your own taxes?—A. Oh, yes; always did until I went boarding out.
 (The witness produces a tax receipt, dated Carbondale, Pa., December 16, 1901, to Michael Haley, including a county tax for the year 1901, in the — Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. You were a culm man there at the mines, were you?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

- Q. Mr. Haley, you never objected to the company stopping your taxes out of your wages, have you?
 Mr. OLVER. I object to the question.
 A. I could not object after it was stopped. I asked the paymaster for it back and he said he couldn't give it back.

WILLIAM HUGHES, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number of your residence, Mr. Hughes?—A. It used to be No. 61; now it is changed to 72, I think.
 Q. What street?—A. Gordon avenue.
 Q. That is in the Second district, Fourth Ward of the city of Carbondale, is it?—A. Yes, sir.
 Q. Are you keeping house?—A. No, sir.
 Q. Boarding?—A. Yes, sir.
 Q. Living with your parents?—A. My mother; yes, sir.
 Q. How long have you been living there?—A. All my lifetime.
 Q. Born there, were you?—A. Yes, sir.
 Q. You were not out of the district any time last summer, were you?—A. No, sir.
 Q. You were there all the summer?—A. Yes, sir.

- Q. What is your occupation?—A. I used to set props and do boring of coal.
- Q. You voted there for the office of Congressman last November, did you?—A. Yes, sir.
- Q. Do you remember what time of day it was when you voted?—A. I could not tell you; I think it was in the morning.
- Q. You marked your own ballot, of course?—A. Yes, sir.
- Q. No one in the booth with you when you voted?—A. No, sir.
- Q. Did you assist in marking a ballot for anyone that day?—A. I may, and I may not; I can not remember now.
- Q. What is your best recollection?—A. I think I did for one, but I could not positively say whether I did or not.
- Q. Were you there at the polls most all day?—A. No, sir.
- Q. How long were you at the polls?—A. Maybe there an hour or two, off and on.
- Q. Were you employed there as a worker?—A. No, sir.
- Q. Let me see your tax receipt, please. Did you pay these taxes yourself personally?—A. My sister paid them, or my mother, in the house.
- Q. That is, the collector called at the house and your sister paid the tax; is that the idea?—A. Yes, sir.
- Q. Are they in the habit of paying small bills of yours in that way?—A. Yes, sir.
- Q. Paid from your own money, was it?—A. Yes, sir.
- (The witness produces a tax receipt, dated Carbondale, Pa., May 12, 1902, including a county tax, for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

MICHAEL DOUGHERTY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Dougherty?—A. 239 Pike street.
- Q. Married and keeping house there, are you?—A. Yes, sir.
- Q. And that is in the Second district, Fourth Ward of the city of Carbondale, is it?—A. Yes, sir.
- Q. Where do you vote—what place?—A. I vote in the Second district.
- Q. Whose building is it where you vote; do you remember?—A. It used to belong to Mr. Battle.
- Q. How long have you been living in that district?—A. About ten or twelve years.
- Q. Were you there all the time last summer?—A. Not all the time. I was about a month or so away to Forest City to work.
- Q. While you were up to Forest City, were you boarding up there?—A. Yes, sir.
- Q. What were you doing up there?—A. Working on the railroad.
- Q. And when did you get back to boarding at home?—A. Oh, I don't know; along the latter part of August I think, or September.
- Q. You could not tell us exactly when you got back?—A. No; I could not.
- Q. What is your best recollection about that?—A. I should think it would be about that time.
- Q. The latter end of August or the 1st of September?—A. Yes.
- Q. Could it be as late as the 15th of September?—A. No; I don't think it was.
- Q. You think it was before the 1st of September?—A. I should think it was; I don't recollect. I would come home every Saturday night and go up on Mondays.
- Q. You voted there in that district and ward, did you, last November for the office of Congressman?—A. Yes, sir.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. What time of the day did you vote?—A. I think it was along in the afternoon.
- Q. No one in the booth with you when you voted; when you marked your ballot?—A. No, sir.
- Q. Did you mark a ballot for anyone else, or assist in marking one?—A. No, sir.
- Q. Let me see your tax receipts. Where were you born, Mr. Dougherty?—A. I was born in Ireland, I suppose.
- Q. How old were you when you came to this country?—A. Two years old, I guess.
- Q. How old are you now?—A. Fifty-three or 54, I should think.
- Q. What is your occupation?—A. Teamster.
- Q. Is this your certificate of naturalization?—A. That is my father's.
- Mr. OLVER. I object to the answer and ask that it be stricken out.
- Q. You say this is not your paper?—A. No; it is not mine; it is my father's.
- Q. Will you answer my question—it is not yours, is it?—A. No, sir.
- Q. You were subpoenaed to produce a certificate of naturalization here, weren't you?—A. Yes, sir.

Q. You don't find any tax receipts?—A. No; I thought I put them in my pocket to-day, but I haven't got them.

Q. Are you able to swear positively you paid a State or county tax within two years?—A. Yes, sir.

Q. Do you remember to whom you paid them?—A. Yes, sir.

Q. Do you remember where you paid them?—A. Part of them.

Q. Where were you when you paid part of them?—A. In Van Beck's hardware store.

Q. Do you remember when that was, or about when it was?—A. I could not really say.

Q. You could not give us any date when you paid any particular tax, could you?—A. No, sir; not to swear to it now.

Q. You could not tell us the amount of any particular tax which you paid, could you?—A. No; only State and county tax.

Q. Did you pay a State and county tax to the city treasurer here in this building?—A. Yes, sir.

Q. When did you pay any such tax as that?—A. Along last fall.

Q. And was it before or after that you paid the tax to Passmore?—A. Well, the last tax I paid him I think it was after that.

Q. Then that would be along some time in December of last year?—A. Yes; that was for 1902.

Q. That is the only tax you remember distinctly of paying, is it? That is the one you paid at the store?—A. It has been collected two or three years, and I have paid him; that was the last tax I paid him; he collected two years.

Q. You could not give us the date of the payment of any other tax, could you?—A. No, sir; not to be positive.

Q. Did you look in your home to see if you had receipts for county taxes paid?—A. Yes, sir.

Q. And did you find such receipts there at home?—A. Yes; I put them away this morning.

Q. You think you came away and forgot them, do you?—A. I don't really know; I thought I put them in this pocketbook; but, as the fellow says, they are non est.

Q. Did you look to see the dates?—A. Yes, sir.

Q. What dates were they?—A. I think one was November the 1st; the last tax I paid Passmore.

Q. And that is the tax you probably paid in December?—A. That I could not say.

MICHAEL HORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do live, Mr. Horan?—A. Gordon avenue, No. 59.

Q. In what ward and district is that?—Fourth Ward, Second district.

Q. Are you married, or boarding?—A. Boarding.

Q. Boarding with your parents?—A. Yes, sir.

Q. Where were you born?—A. Born in Carbondale.

Q. How old are you?—A. Twenty-two.

Q. What is the date of your birth?—A. December 6.

Q. What year?—A. 1880, I guess it was.

Q. Well, you were 22 years of age the 6th of last December?—A. Yes, sir.

Q. You voted at the last November election in the Second district, Fourth Ward, of the city of Carbondale, for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of day you voted?—A. About 6 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you make an affidavit?—A. No, sir.

Q. You did not call any witness to prove your right to vote?—A. No, sir.

Q. Had you voted before?—A. Yes, sir.

Q. When?—A. I don't know just when; it was at the election before that; not the Congressional election before that.

Q. But in the February election for ward officers, you voted there?—A. Yes, sir.

Q. Did you make an affidavit?—A. Yes, sir; I did then.

Q. Who was your witness then?—A. My ather.

Q. Did he sign the affidavit for you?—A. Yes, sir.

Q. And did you sign the affidavit?—A. I swore to it.

Q. Did you sign it?—A. No, sir.

Q. You did not assist anyone there that day at the last November election in marking a ballot?—A. No, sir.

- Q. You were not in the booth with anyone?—A. No, sir.
 Q. Let me see your tax receipt, please.—A. I haven't got any.
 Q. Never paid any?—A. I have paid no taxes.

MICHAEL KEARNEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Kearney?—A. Pike street, No. 181.
 Q. And that is in the Second district, Fourth Ward, is it?—A. Yes, sir.
 Q. Married and keeping house there?—A. Yes, sir.
 Q. And how long have you been keeping house there?—A. Sixteen years.
 Q. Were you there all the time last summer?—A. Yes, sir.
 Q. You voted there at the last November election for the office of Congressman?—
 A. Yes, sir.
 Q. Do you remember what time of day it was?—A. In the afternoon.
 Q. Before dark?—A. Oh, yes; around 2 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist anyone in marking a ballot that day?—A. No, sir.
 Q. Where were you born?—A. I was born in Ireland, sir.
 Q. How old were you when you came to this country?—A. Eighteen years, I guess; about 18, I think.
 Q. When were you born; what was the date of your birth?—A. 1860, I think it was.
 Q. What month and day?—A. In September, the 29th of September.
 Q. And you came to this country when?—A. I arrived in this country June, 1880.
 Q. Let me see your naturalization paper.—A. I lost them.
 Mr. OLVER. I object to the answer, and move that the same be stricken out.
 Q. You were subpoenaed to produce a certificate of naturalization here this morning, weren't you?—A. Yes, sir.
 Q. Let me see your tax receipts. Did you pay these taxes yourself personally with your own money?—A. Yes, sir.
 Q. You own a property up there, do you, Mr. Kearney?—A. Yes, sir.
 Q. Deed to that property is in your own name, is it?—A. Yes, sir.
 (The witness produces a tax receipt, dated October 14, 1901, to Michael Kearney, including a county tax, for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

THEODORE KING, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. King?—A. Pike street.
 Q. What number?—A. No. 128.
 Q. That is in the Second district, Fourth Ward, is it?—Yes, sir.
 Q. And how long have you been living there?—A. Well, I have been living on Pike street eight years.
 Q. You are keeping house there, are you?—A. Yes, sir.
 Q. You were there all during last summer, were you?—A. Yes, sir.
 Q. What is your occupation?—A. Well, it is going around the house.
 Q. You have no regular occupation?—A. No, sir; I am under the weather a good deal.
 Q. Where were you born?—A. York State, Sullivan County.
 Q. How old are you?—A. Fifty-six.
 Q. You voted there in that Second district, Fourth Ward, for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what time it was?—A. Along about afternoon.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Nobody in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anybody else?—A. No, sir.
 Q. Let me see your tax receipts. Did you pay this tax yourself personally with your own money?—A. Yes, sir.
 Q. What is your name?—A. Theodore Kind; sometimes they get it Thomas King, and I tell them about.
 Q. By the figures "2-16-1900," are you able to tell us when you paid that tax?—A. I could not exactly tell. I went to Mr. Van Beck's and paid that.
 Q. You are not able to tell just the date when you paid it?—A. No, sir.
 (The witness produces a tax receipt, dated Carbondale, Pa., 2-16-1900, to Theodore King, including a county tax, for the year 1899, in the Fourth Ward, city of Carbondale.)

dale, signed Wm. Passmore, collector. Also produces tax receipt, dated Carbondale, Pa., September 13, 1901, to William King, including a county tax, for the year 1900, 35 cents, Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Your name is not William King, is it?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this your tax receipt, Mr. King?—A. Yes, sir; that is one they gave me.

Q. When you paid your taxes at Van Beck's store Mr. Passmore gave you this receipt?—A. Yes, sir.

Q. You paid it upon the date mentioned here?—A. Yes; I think I did.

Q. Aren't you mistaken when you said you voted in the Second district, Fourth Ward?—A. No; I think not.

Q. Where do you vote?—A. I voted down below to Battles.

ANTHONY KILKUR, called by contestant and sworn:

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Kilkur?—A. 165 Pike street.

Q. And that is in the Second district, Fourth Ward, city of Carbondale, is it?—

A. Yes, sir.

Q. How long have you lived in that district?—A. Five years.

Q. And the number you have given is the number of your residence?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. You were not out of the district last summer?—A. No, sir; I moved from 176 Pike street.

Q. That is in the same district?—A. Yes, sir.

Q. But you were right there all the time last summer, were you?—A. No, sir; I was away.

Q. Where were you?—A. Pittsburg, three months.

Q. What time did you get back from Pittsburg?—A. The 5th of September.

Q. Are you positive about that date?—A. Yes, sir.

Q. It could not have been earlier than that, could it?—A. No, sir.

Q. What were you doing out in Pittsburg?—A. Mining.

Q. You voted there in the Second district, Fourth Ward, of the city of Carbondale for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day it was?—A. It was late in the afternoon.

Q. Before dark?—A. Yes, sir.

Q. Mark your own ballot?—A. Yes, sir.

Q. Any one in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. Twenty years.

Q. How old are you now?—A. Thirty-six.

Q. Let me see your naturalization certificate. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you got this paper?—A. Yes, sir.

(The witness produces a naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Andy Kilker, a native of Ireland, dated the 5th day of October, 1894, signed J. H. Thomas, clerk of the court of quarter sessions.)

Q. What is your correct name, Mr. Kilkur?—A. Anthony. I was in the west first time I came, and they called me Andy.

Q. Let me see your tax receipt, please. What is your occupation, Mr. Kilkur?—A. Miner.

Q. And where are you employed?—A. Powderly mines.

Q. This tax was stopped out of your pay by the company, wasn't it?—A. Yes, sir.

Q. The first knowledge you had of the payment of this tax by the company was when they handed you the tax receipt at the pay?—A. Yes, sir.

Q. I suppose you would prefer naturally to pay your own taxes, wouldn't you?—A. Yes, sir.

(The witness produces a tax receipt, dated December 16, 1901, to Anthony Kilkur, Ward, including a county tax, for the year 1901, signed Wm. Passmore, collector.)

Q. You said you were a miner?—A. Yes, sir.

Q. No. 539 is your number, is it?—A. 139.

(Memorandum indorsed on the receipt, "Powderly mines, No. 139.")

Cross-examination by Mr. BRENNAN:

Q. Your taxes are usually stopped out of your pay?—A. No, sir; there is a tax for 1902 I paid down at the office.

Q. That is no good; it was paid only a month ago. You never objected to the company stopping your taxes?

Mr. OLVER. I object to the question.

A. No, sir.

Q. You are willing that they should take your taxes out of your pay?

Mr. OLVER. I object to the question.

A. Yes, sir.

BARTLEY BURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Burke?—A. Pike street, No. 172.

Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. And you voted there at that election, in that ward and district last November?—A. Yes, sir.

Q. And for the office of Congressman?—A. Yes, sir.

Q. What time of day did you vote?—A. About 4 o'clock.

Q. How long have you been living there at that street and number?—A. Well, sixteen years at that number.

Q. Keeping house?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. sixty-two.

Q. You mean you were born in 1862?—A. Next birthday I will be 43.

Q. You were born here in Carbondale?—A. Yes, sir.

Q. Let me see your tax receipts, please. What is your occupation, Mr. Burke?—A. Miner.

Q. And where are you employed?—A. D. & H.

Q. You paid these taxes yourself personally with your own money, did you?—A. Yes, sir.

(Witness produces a tax receipt, dated Carbondale, Pa., November 23, 1901, to Bartley Burke, including a county tax, for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Do you own a property?—A. Yes, sir.

Q. The title to that property is in your own name?—A. Yes, sir.

WILLIAM CORRIGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 188 Pike street.

Q. That is in the Second district, Fourth Ward, is it?—A. Yes, sir.

Q. Married or keeping house?—A. Married and keeping house, both.

Q. How long have you been living there?—A. Four years.

Q. You were not out of the district last summer, were you?—A. No, sir.

Q. There all the while last summer, were you?—A. All the while.

Q. Did you vote there at the last November election for the office of Congressman?—A. Yes, sir.

Q. What time of the day?—A. Somewhere in the afternoon, around 2 or 3 o'clock.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. No one in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for any one that day?—A. No, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-four.

Q. Let me see your tax receipt.—A. I ain't got any.

Q. You mean you haven't paid any taxes—any State or county taxes—within two years prior to November election last?—A. No, sir.

PETER SHERIDAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You were subpoenaed for yesterday, weren't you, Mr. Sheridan?—A. The 5th.

Q. It is on to-morrow's list. What is your street and number?—A. 204 Gordon avenue.

- Q. That is in the Second district, Fourth Ward, is it?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Twenty-nine.
 Q. How long have lived in that district prior to the last November election?—A.
 About twenty-three years.
 Q. Been there continuously?—A. No; I was a short while away, about eight years
 ago, and a few months about four years ago; that is all.
 Q. Keeping house?—A. Yes, sir.
 Q. Let me see your tax receipt. Did you pay these taxes personally to Mr. Pass-
 more, the collector?—A. Yes, sir.
 (The witness produces a tax receipt dated July 13, 1901, Peter Sheridan, including
 a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm.
 Passmore, collector.)

JOHN LAVELLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Lavelle?—A. 256 Pike street.
 Q. And you are keeping house there, are you?—A. No; boarding.
 Q. With your parents?—A. Yes, sir.
 Q. That is your residence, is it, or their residence?—A. Yes.
 Q. And that is in the Second district, Fourth Ward?—A. Yes, sir.
 Q. How long have you been living there?—A. All my lifetime.
 Q. You were there all the time last summer, were you?—A. Well, I was eight days
 away from home.
 Q. Where were you those eight days?—A. Honesdale.
 Q. Working?—A. Yes, sir.
 Q. What were you doing over there?—A. I worked in the woods.
 Q. What eight days were they—what month?—A. Well, it was some time in July,
 I think about the middle.
 Q. You got back about the 1st of August, did you?—A. Yes; I think before.
 Q. And from that time on you were in that district all the time?—A. Yes, sir.
 Q. You say you were born here in Carbondale?—A. Yes, sir.
 Q. How old are you?—A. Twenty-seven, past.
 Q. You voted up there at the last November election for the office of Congressman,
 did you?—A. Yes, sir.
 Q. Do you remember at what time of the day?—A. Well, it was late in the after-
 noon.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else there?—A. No, sir.
 Q. Let me see your tax receipts.—A. I haven't got any.
 Q. Then you are not able to swear you paid a State or county tax within two years
 before the election?—A. No, sir.
 Q. You have no recollection of paying such a tax?—A. No, sir.

JOHN CORRIGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Corrigan?—A. Pike street, No. 151.
 Q. That is in the Second district, Fourth Ward, is it?—A. Yes, sir.
 Q. Are you keeping house or boarding?—A. Keeping house.
 Q. That is your family number, is it?—A. Yes, sir.
 Q. How long have you been living there?—A. Six years, past.
 Q. Been there continuously for six years?—A. Yes, sir.
 Q. You were not out of the district last summer?—A. No.
 Q. Where were you born?—A. Born in Ireland.
 Q. How old were you when you came to this country?—A. Not quite 8 years old.
 Q. How old are you now?—A. Fifty-three.
 Q. You voted there in that ward and district for the office of Congressman at the
 last November election, did you?—A. Yes, sir.
 Q. Do you remember what hour of the day you voted?—A. Around 3 or 4 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir; never did.

Q. Let me see your naturalization certificate.—A. I got burned down in Mayfield.

Mr. OLVER. I object to the answer, and move that it be stricken out.

Q. You haven't any here, then?—A. No, sir.

Q. You were subpoenaed to produce a certificate of naturalization here to-day?—A. Yes, sir.

Q. Let me see your tax receipts, please. These are the only receipts which you have for county taxes, are they, Mr. Corrigan?—A. No; I have some more receipts, but I thought it was no use bringing them.

Q. They were older than these are, were they?—A. No; they were later, but I didn't pay them until two weeks ago.

Q. The latest receipt you have is the one of December 27, 1902?—A. Yes, sir.

Q. And the other receipts which you have are all more than two years earlier than November 4, 1902?—A. Yes, sir; it is two weeks ago I paid them.

(The witness produces a tax receipt dated December 22, 1902, county tax for the year 1901 in the Fourth Ward, Carbondale, signed Wm. Passmore, collector; also tax receipt dated February 17, 1898, county tax for the year 1897; another tax receipt dated December 10, 1897, county tax for the year 1897; another tax receipt dated April 30, 1900, county tax for the year 1899; and county tax receipt for 1896, dated December 10, 1896.)

Q. You say you were born in Ireland?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Mr. Corrigan, is this the only tax you paid to Mr. Passmore?

Mr. OLVER. I object to the question; the receipt is the best evidence.

A. No.

Q. Have you another receipt for taxes paid to William Passmore?—A. Yes, sir; I have three others—paid two weeks ago.

Q. You paid this, you mean, three weeks ago, is that it?

(Receipt shown witness.)

A. Yes; in December I paid those.

Q. Can you recall when you paid the other taxes, the receipts for which you haven't got here?

Mr. OLVER. I object to any parol evidence as to the contents of the receipts which the witness fails to produce.

A. They are in the house.

Q. Do you know the dates upon any of those receipts in the house for taxes which you have paid William Passmore?

Mr. OLVER. I object to the question.

A. The paymaster generally pays on the 28th; it was either the 28th or the 10th of the last month, or the month before that.

Q. I am asking you about taxes—the receipts which you swear you have at home, given you by William Passmore, for taxes paid by you.

Mr. OLVER. I object to the witness testifying to tax receipts which are at home.

A. I paid my taxes to Mr. Passmore two months ago for several years.

THOMAS GRIER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Grier?—A. No. 76 Gordon avenue.

Q. That is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. And you are keeping house there at that number, are you?—A. Yes, sir.

Q. How long have you been living there?—A. Over a year.

Q. Can you give us the date when you moved in there?—A. No, sir; I can not.

Q. About what month was it?—A. It was in September, I think.

Q. That is, it was last September—and about the 15th?—A. About the 15th, yes.

Q. And you voted there—you have been living there continuously since that time?—A. Yes, sir.

Q. And you were living there at the time of the election last November?—A. Yes, sir.

Q. And you voted for the office of Congressman in that district and ward last November, did you?—A. Yes, sir.

Q. Do you remember what hour of the day you voted?—A. In the afternoon some time.

Q. Before dark?—A. Yes, sir.

- Q. Where were you born?—A. Carbondale.
- Q. How old are?—A. About 32.
- Q. Do you remember the date of your birth—can you give us that?—A. It was in June in '68, I think, the 29th day.
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Anyone present with you in the booth when you marked it?—A. No, sir.
- Q. Did you mark a ballot for anyone else or assist in marking one?—A. No, sir.
- Q. Let me see your tax receipts. Did you pay these taxes yourself?—A. Yes, sir.
- Q. What is your occupation?—A. Brakeman—it was.
- Q. What company were you employed by?—A. The New York, Ontario and Western.
- Q. This is the last tax you paid, is it?—A. No.
- Q. Are you sure about that?—A. Sure about it, yes.
- Q. You are sure you paid a tax since the date of this receipt?—A. Yes, sir.
- Q. Where is that receipt?—A. It is in the house.
- Q. Do you remember the date when you paid that other tax?—A. No, I don't.
- Q. Do you remember what year it was for?—A. I paid for 1901, the last one I paid.
- Q. And you were subpoenaed to produce tax receipts here for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.
- Q. And this is the tax receipt which you produce?—A. Yes, sir.
- (The witness produces a tax receipt, dated Carbondale, Pa., September 29, 1900, Mr. James Grier, including a county tax, for the year 1900, in the ——— Ward, signed Wm. Passmore, collector.)
- Q. You say you paid that to Mr. Passmore personally?—A. Yes, sir.
- Q. Did he call at your house?—A. No; I went and paid it at Van Beck's.
- Q. Where was the other tax which you say you paid, where did you pay that?—A. Down here at the city treasurer's.—A. I paid the city treasurer.
- Q. That is the other tax you mean you paid, paid to the city treasurer?—A. Yes.
- Q. And this is the last tax you paid to Mr. Passmore?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

- Q. What do you mean—what did you mean when you said you paid the taxes of 1901 to Mr. Passmore?—A. I didn't say I paid him.
- Q. You said you paid the tax of 1901?—A. Yes, sir.
- Q. Was that to Mr. Passmore?—A. No.
- Q. Then, do I understand you that this is the last tax you paid to Mr. Passmore?—A. Yes.
- Q. You haven't paid any since?—A. No.

MICHAEL CRANE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 23 Pearl street.
- Q. That is the First district, Fourth Ward?—A. Yes, sir.
- Q. Keeping house there?—A. Yes, sir.
- Q. And how long have you been living there?—A. Six years.
- Q. Continuously?—A. Yes, sir.
- Q. You were not out of the district last summer any length of time?—A. No, sir.
- Q. You voted there in the First district, Fourth Ward, for the office of Congressman, did you?—A. Yes, sir.
- Q. Do you remember what time of the day?—A. I should think it was between 3 and 4 o'clock.
- Q. Where were you born, Mr. Crane?—A. Carbondale.
- Q. How old are you?—A. Thirty-four.
- Q. You marked your own ballot, of course?—A. Yes, sir.
- Q. No one present in the booth with you when you marked it?—A. No, sir.
- Q. You didn't assist in marking a ballot for anyone else that day?—A. No, sir.
- Q. Let me see your tax receipt. Did you pay this tax yourself personally and with your own money?—A. Yes, sir.
- (The witness produces a tax receipt, dated Carbondale, Pa., July 10, 1902, including a county tax, for the year 1901, in the Third Ward, city of Carbondale, signed Wm. Passmore, collector.)
- Q. When did you live in the Third Ward? Did you ever live there?—A. Not that I know of.
- Q. You never lived in the Third Ward, did you?—A. Not that I know of.
- Q. You say you paid this to Mr. Passmore personally?—A. Yes, sir; paid that right here in the city building, downstairs.

Q. Now, aren't you mistaken about that? You didn't pay Mr. Passmore in the city building, did you?—A. Yes, sir; the day I paid my city taxes I paid him, too, when I was going out.

Cross-examination by Mr. BRENNAN:

Q. Who lives next to you?—A. Andy Booth.

Q. He is in the Third Ward, isn't he?—A. Yes, sir; I think he is.

Q. The line divides your properties there?—A. Yes, sir; it is sometimes assessed in the third. He sometimes has it put in the third and sometimes in the fourth.

PATRICK CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Connor?—A. 72 Pearl street.

Q. And that is in the Second district, Fourth Ward of Carbondale?—A. Yes, sir.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day did you vote?—A. I could not tell.

Q. Forenoon of afternoon?—A. Afternoon; may be about half past 5 or 6 o'clock.

Q. Married and keeping house there, are you?—A. Yes, sir.

Q. How long have you been living there?—A. Something around thirty-four years.

Q. You were there all the time last summer, were you?—A. Oh, yes.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this country?—A. Going on 18.

Q. Do you remember the date of your birth?—A. I do, sir.

Q. What was it?—A. The 29th of September, 1852.

Q. And when did you come to this country, the date you landed?—A. In 1870.

Q. What day and month?—A. May 20.

Q. Let me see your naturalization certificate.—A. I forgot them, sir.

Q. You have none here, have you?—A. No, sir.

Q. You were subpoenaed to produce your certificate of naturalization here to-day, weren't you?—A. Yes, sir.

Q. Let me see your tax receipts, please.

Q. You own a property there, do you, Mr. Connor?—A. Yes, sir.

Q. And these taxes were paid from your own money, were they?—A. They were paid from my own money, but with the Delaware and Hudson, I think; yes—I am not sure.

Q. Where is your property—it is the property you live in, is it?—A. Yes, sir.

Q. You own that, do you?—A. Yes, sir.

Q. You don't remember whether those taxes were stopped by the company or whether they were paid at the house?—A. Of that I am not sure.

Q. You know they are paid, I suppose?—A. That is all I do know.

(The witness produces a tax receipt, dated Carbondale, Pa., December 16, 1901, including a county tax, for the year 1900 in the ——— Ward, city of Carbondale, signed William Passmore, collector. Also receipt of same date for county tax for the year 1901, signed William Passmore, collector.)

Q. You marked your own ballot there that day, did you, at that election?—A. No, sir; I didn't mark my own ballot, to tell the truth.

Q. Who went in with you, Mr. Connor?—A. Well, now, I don't remember; it is so long ago.

Q. Did you state to the election board that you needed assistance in marking your ballot; did you request their consent?—A. No, sir; I did not.

Q. You didn't ask anybody's consent to take anyone in?—A. No, sir; this young fellow happened to be in, and I just happened to ask him to mark mine.

Q. What was your reason for asking him to mark yours?—A. I didn't understand it very well myself.

Q. Did he mark it or did you?—A. He marked it.

Q. Did you tell him how you wanted to vote?—A. I told him I wanted to vote for Paddy Moore—

Q. You need not tell me for whom you voted; I am trying to find out whether he voted to suit himself or you directed him?—A. To tell the truth I don't know how he voted.

Q. You don't remember who the man was?—A. I don't remember who the young fellow was.

Q. You knew him at the time, did you?—A. I knew him well, sir.

Q. You had voted before, had you, Mr. Connor?—A. Yes, sir.

Q. Do you usually have assistance in marking your ballot?—A. Yes, sir.

Q. You had voted there in that election district, had you, before?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Can you read or write, Mr. Connor?—A. No.

By Mr. OLVER:

Q. How old are you?—A. About 52 years, I think; 51 or 52.

By Mr. BRENNAN:

Q. When you went in to vote, did you tell the judge of election you could not read or write and wanted assistance?—A. No; I didn't.

Q. Did you say anything to the judge of election why you wanted assistance?—A. I didn't say anything to him.

JOHN CHALLICE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 76 Gordon avenue.

Q. That is in the Second district, Fourth Ward, of Carbondale, is it?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. 6.30 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Where were you born?—A. London, England.

Q. How old were you when you came to this country?—A. Must be somewhere around 25.

Q. How old are you now?—A. Thirty-six.

Q. You think you were over 25 when you came?—A. Somewhere around that.

Q. Let me see your naturalization certificate.

Q. Is this your paper?—A. Yes, sir.

Q. You were present in court and sworn when you received this?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to John P. Challis, a native of England, dated the 14th of January, 1901.)

Q. How long have you lived up there?—A. I went there in April last, 1901.

Q. It wasn't last April?—A. Yes; it was last April.

Q. Boarding?—A. Yes, sir.

Q. And the number you have given here is the place you went to board last April?—A. Yes, sir.

Q. Were you there all last summer?—A. Well, part of the time.

Q. Where were you the rest of the time?—A. Part of the time in New York.

Q. Working in New York?—A. Yes, sir.

Q. And when did you get back from New York to go to work here?—A. I came back from New York. I guess, the latter part of August.

Q. And did you go back to boarding at the same number you have given here?—A. Yes, sir.

Q. Are you sure it was not the latter part of September?—A. No; I left New York in August.

Q. From that time on you were there all the time boarding?—A. Yes, sir.

Q. You were not boarding at any other place?—A. No, sir.

Q. Were you working here in Carbondale from August until after the strike was over?—A. Yes, sir; I was here, but I wasn't working.

Q. Let me see your tax receipts.

Q. What is your occupation?—A. Miner.

Q. Where are you employed?—A. No. 1 mines, D. & H.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Where was Mr. Passmore when you paid him?—A. The taxes were stopped at the breaker.

Q. And the first thing you knew about their being paid was when you received this receipt back from the paymaster?—A. Yes, sir.

Q. When you got your pay?—A. Yes, sir.

Q. You usually pay your taxes yourself, don't you?—A. Sometimes I do and sometimes they are stopped.

Q. You would prefer to pay them yourself, wouldn't you?—A. Yes, sir.

Q. You never authorized the D. & H. Company to pay these taxes for you, did you?—A. No, sir.

Q. You never said anything to them about it, did you?—A. No, sir.
 (The witness produces a tax receipt, dated Carbondale, Pa., December 14, 1901, to John Challis, including a county tax, 35 cents, for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Cross-examination by Mr. BRENNAN:

Q. Your taxes are usually collected out of the pay car?—A. As a general rule; yes, sir.

Q. You never objected to the company stopping your taxes in that manner?

Mr. OLVER. I object to the question.

A. No, sir.

Q. You were willing that the tax should be taken out of your pay?—A. Well, I would rather pay them myself.

Q. You never objected to your taxes being stopped?—A. They have to be paid.

FRANK McKENNA, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You live in the Second district, Fourth Ward, do you, Mr. McKenna?—A. Yes, sir; Gordon avenue.

Q. What is the number on Gordon avenue?—A. No. 66.

Q. Keeping house there?—A. Yes, sir.

Q. And that is your family residence, is it?—A. Yes, sir.

Q. How long have you lived there?—A. About fifty years.

Q. Were you there all last summer?—A. Yes, all my lifetime; never left there since I started there.

Q. You voted in the Second district, Fourth Ward, for the office of Congressman last November, did you?—A. Yes, sir.

Q. Do you remember what hour of the day it was when you voted?—A. It was about 3 o'clock in the afternoon.

Q. Did you mark your own ballot at that election?—A. No, sir.

Q. Who assisted you in marking your ballot?—A. My neighbor, Mike Loftus.

Q. And where did you meet Michael Loftus when you were going to the polls?—A. We both started from home together.

Q. And did you ask Michael to assist you in marking your ballot?—A. Yes, sir.

Q. And when you got to the polls you went in together?—A. Yes, sir.

Q. Was anything said to the election board?—A. I asked for assistance, and—

Q. What did you tell them?—A. I told them my eyesight was not very good; could not see.

Q. You read and write, don't you, Mr. McKenna?—A. Yes, sir; but I didn't have my glasses with me.

Q. It was before dark?—A. Yes; 3 o'clock in the afternoon.

Q. Weren't you able to see the circle at the head of the ballot?—A. I wanted to make sure.

Q. You wanted to vote the straight ticket, didn't you?—A. Yes, sir.

Q. And you say you could see the circle at the head of the ballot?—A. Well, I made sure.

Q. You say you could see the circle at the head of the ballot?—A. Oh, yes.

Q. And you could make a cross in that circle, couldn't you, even if you didn't have your glasses?—A. Well, I could.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this country?—A. About fifteen.

Q. Do you remember the date of your birth?—A. No, sir; I do not.

Q. How old are you now?—A. About sixty-five.

Q. When did you come to this country?—A. Oh, by ginger, I have forgotten.

Q. Now, don't you remember the date?—A. No, I don't.

Q. You were 15 or 16 years of age, weren't you?—A. I don't know anything about it. I have forgotten all about it.

Q. Let me see your naturalization papers.—A. I ain't got them—they are all wore out, and I never got a copy of them yet.

Mr. OLVER. I move to strike out the answer as not responsive.

Q. You were subpoenaed to produce a naturalization certificate here to-day?—A. Yes, sir.

Q. And you have none here with you?—A. No, sir.

Q. Let me see your tax receipts.

Q. Where are you employed, Mr. McKenna?—A. Powderly mines.

Q. And you are a miner there, are you?—A. Yes, sir; since I was able to start in; now I am played out and not doing anything.

Q. You were a miner there at the time this tax, dated December 16, 1901, was paid?—A. Yes, sir.

Q. And it was stopped out of your pay by the paymaster?—A. Well, Mr. Connor, he stopped his—and Clifford; I paid them to the squire.

Q. I am only asking you about this county tax.—A. Yes; Passmore's was stopped.

Q. You would prefer to pay your own taxes, wouldn't you?—A. I would, sure; but I didn't always get the chance to do it.

Q. You didn't know anything about the company paying this tax until they handed you the receipt?—A. No, sir; not until I got the documents.

Q. You never had any talk with them about your taxes?—A. No, sir; never in the world.

(The witness produces tax receipt, dated December 16, 1901, to Frank McKenna, including county tax, for the year 1901 in the ——— Ward, Carbondale, signed Wm. Passmore, collector. Also tax receipt, dated December 16, 1901, to Frank McKenna, including a county tax, for the year 1900, in the ——— Ward, Carbondale, signed Wm. Passmore, collector. Memorandum, "Miner, No. 18, Powd. Mine," indorsed on both receipts.)

Q. You say you did vote there at the November election for the office of Congressman?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Your taxes are usually stopped out of your pay?—A. Not all the time.

Q. Your State and county taxes are usually stopped out of your pay?—A. If they get pretty old he stops them.

Q. You never objected to the company stopping your taxes out of your pay?—A. It is no use.

Q. You were willing that they should be stopped?—A. I am not willing they should be paid that way, but it is no use to object.

MARTIN CASEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Casey?—A. Gordon avenue, No. 120.

Q. That was your number last November, was it?—A. Yes, sir.

Q. Keeping house there?—A. Yes, sir.

Q. How long have you been keeping house at that number?—A. About sixteen years, or seventeen.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. You were not living out of the district any time?—A. No; I didn't move out; I just took a ramble out at the time of the strike, that is all.

Q. Where were you rambling?—A. Down to New York City.

Q. Working there?—A. Working a little while.

Q. When did you get back from New York?—A. On Labor Day.

Q. And about when was that?—A. About the 1st of September or the 3d, I don't know—I know it was on Monday, on Labor Day.

Q. And you have been there ever since?—A. Yes, sir.

Q. You voted at the last November election in the Second district, Fourth Ward, for the office of Congressman, did you?—A. Yes.

Q. What hour?—A. Between 3 and 4 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.

Q. Where were you born, Mr. Casey?—A. Right in the same place.

Q. Let me see your tax receipts, please.

Q. Did you pay these taxes to Mr. Passmore personally?—A. If I didn't, my wife did; I ain't positive.

Q. And you were willing that your wife should pay them?—A. Yes; sure.

Q. They were not paid by the company, were they?—A. No, sir.

Q. What is your occupation, Mr. Casey?—A. Miner.

Q. Could you give us the date when you paid this tax, Mr. Casey?—A. I think it was in November, 1901.

Q. You think you paid that about that date, do you; the date on the receipt?—A. It would not be that there when it is paid.

Q. You could not have paid it any earlier than that, you think?

Mr. BRENNAN. We object to the question; the receipt is the best evidence.

(The witness produces a tax receipt, dated November 29, 1900, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

- Q. This the only tax receipt you have?—A. Isn't that enough?
 Q. Is it the only one you have, Mr. Casey?—A. I have lots more.
 Q. Have you any taxes paid since that receipt—a county tax receipt later than that?—A. No; I have not; not that I know of; I might.
 Q. And you haven't any tax receipt for an earlier tax than that?—A. This is the tax receipt I was supposed to go and vote on.
 Q. Do you know whether you have a tax receipt for a county tax paid earlier than that?—A. I am sure I have.
 Q. Where is that tax receipt?—A. I have got it at the house.
 Q. And the one which you paid later, is that at the house, too? (No answer.)
 Q. You don't know whether you have a later tax receipt than that or not, do you?—A. I don't know whether I have or not.
 Q. You didn't look to see, did you?—A. No, sir; I didn't.

JOHN F. MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 148 Pike street.
 Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.
 Q. Keeping house there?—A. Yes, sir.
 Q. And that is your family residence, is it?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. 36 the 28th day of next April.
 Q. And you voted last November in that ward and district for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist any voters that day in voting?—A. I think I did, but I can not recall who they are.
 Q. About how many?—A. Oh, one or two.
 Q. Gave them the proper assistance, did you?—A. Well, sir, I allowed them to vote just as they saw fit.
 Q. Let me see your tax receipts.
 Q. You paid this yourself to Mr. Passmore, did you?—A. Yes, sir.
 Q. And from your own money?—A. Yes, sir.
 Q. What is your occupation?—A. Saloonist.
 Q. Where?—A. Hotel Harrison.
 (The witness produces a tax receipt, dated 2, 17, 02—rubber stamp 1902, and with pen under it 1901, to Mr. John Manion, county tax for the year 1901, 30 cents, signed Wm. Passmore, collector.)
 Q. When was it you paid that tax, Mr. Manion?—A. The 17th day of February last year.

Now, 12.15 noon, adjourned to 1 p. m.

Now, 1 o'clock p. m., hearing is resumed.

JOHN MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Moran?—A. Turnpike, Fourth Ward.
 Q. Has that house a number?—A. 82 Pike street.
 Q. That is in the First district, Fourth Ward?—A. Yes, sir.
 Q. And how long have you been living there?—A. About 37 years, I guess.
 Q. Were you there all last summer?—A. Yes; since I came to the town.
 Q. You board there?—A. Yes, sir.
 Q. And the number you gave is the number of the house in which you board?—A. Yes, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old were you when you came to this country?—A. I can hardly tell you that.
 Q. About how old?—A. About 25.
 Q. And how old are you now?—A. About 60.
 Q. Let me see your naturalization certificate.
 Q. Is this your paper?—A. Yes, sir.

Q. And you were in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County, to John Moran, a native of Ireland, dated the 1st day of October, 1875.)

Q. Let me see your tax receipts.

Q. Did you pay this tax yourself personally?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. You own property, do you, on which this tax is assessed?—A. Yes, sir.

Q. In your own name?—A. Yes, sir.

(The witness produces a tax receipt, dated February 24, 1902, including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. No one in the booth with you when you voted, was there?—A. No, sir.

Q. Did you assist anybody in marking a ballot that day?—A. No, sir.

EDWIN BURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Pike street, No. 137.

Q. That is in the Second district, Fourth Ward, city of Carbondale, is it?—A. Yes, sir.

Q. How long have you been living there?—A. Since I was born—twenty-seven years.

Q. Living with your parents?—A. Yes, sir.

Q. And that is your residence?—A. Yes, sir.

Q. And were you there all last summer?—A. No; not all last summer; I was away for about a month or two.

Q. Where were you then?—A. York State.

Q. Working?—A. Worked a week; that is all I worked.

Q. What time did you get back from your visit in York State?—A. After the strike—before the strike was settled.

Q. How long before?—A. About a week.

Q. Then you got back here some time in the month of October?—A. Yes, sir.

Q. You voted up there in the Second district, Fourth Ward, for the office of Congressman last fall, did you?—A. Yes, sir.

Q. Do you remember what time of the day it was when you voted?—A. No, sir.

Q. Forenoon or afternoon?—A. In the afternoon.

Q. About what hour?—A. About 4 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Did you make an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir; I was registered.

Q. No one in the booth with you when you marked your ballot?—A. No, sir.

Q. How old are you?—A. Twenty-seven years old.

Q. Where were you born?—A. Carbondale.

Q. Let me see your tax receipts.—A. I haven't got them.

Q. Consequently you can not swear that you paid a State or county tax within two years prior to last November election, can you?—A. No, sir; I was sick.

MARTIN BATTLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Battle?—A. Battle avenue; there is no number on the house.

Q. Near what place on Battle avenue?—A. Third house from the corner of Pike street.

Q. And that is in the Second district, Fourth Ward, Carbondale, is it?—A. Yes, sir.

Q. And you voted there last November?—A. Yes, sir.

Q. And for the office of Congressman?—A. Yes, sir.

Q. How long had you been living there prior to the election?—A. I am living there seventeen months now.

Q. Can you give us the date when you moved in there?—A. September.

Q. 1902?—A. Yes, sir—no, 1901, in September.

Q. Keeping house?—A. Yes, sir.

Q. Your family is still there?—A. Yes, sir.

Q. Were you there all the time since you moved there?—A. Yes, sir.

Q. Where were you born?—A. Carbondale Township.

Q. How old are you?—A. Twenty-seven.

- Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. No one in the booth with you when you marked your ballot?—A. Oh, no, sir.
 Q. Did you assist in marking a ballot for anybody else that day?—A. No, sir.
 Q. Let me see your tax receipts, please.
 Q. Pay these taxes yourself personally with your own money?—A. They were stopped.
 Q. Where were you employed?—A. Powderly's.
 Q. What was your occupation there?—A. Laborer.
 Q. In chamber No. 8?—A. Yes, sir.
 Q. And the first thing you knew about these taxes being paid was when the receipt was handed to you by the paymaster on pay day?—A. The miner I worked for gave me the receipt.
 Q. You had never had any talk with your miner about his paying your taxes for you, had you?—A. No.
 Q. You didn't know that he was going to pay them?—A. I didn't know they were going to be stopped.
 Q. You would prefer to pay your own taxes, wouldn't you?—A. Yes, sir.
 (The witness produces a tax receipt, dated December 23, 1901, received of M. Brennan, stopped from Martin Battle, the sum of \$2.54, including a county tax of 30 cents, for the year 1901, in Carbondale Township, signed Patrick Casey, collector.)
 Q. When were you living in Carbondale Township?—A. Until the 9th of September, 1901.
 Q. I think you said you voted at the last November election for the office of Congressman?—A. Yes, sir; I voted.

Cross-examination by Mr. BRENNAN:

- Q. Your taxes are usually collected in that way?
 Mr. OLVER. I object to the question.
 A. No; I paid my taxes before that.
 Q. You paid your taxes to Casey before that?—A. Yes, sir.
 Q. Was that the first one that was stopped from you?—A. Yes; the first one I remember of now.
 Q. You didn't object to the company stopping them out of your pay?
 Mr. OLVER. I object to the question.
 A. No, sir.
 Q. You were willing that the company should stop your taxes out of your pay?
 Mr. OLVER. This is objected to.
 A. Why, certainly.

JOHN DOUGHER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Dougher?—A. Powderly street, No. 136.
 Q. That is in the Second district, Fourth Ward, of the city of Carbondale, is it?—
 A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. Do you know what time of the day it was when you voted?—A. Five o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. Where were you born?—A. Scranton.
 Q. What is the date of your birth?—A. 1868.
 Q. What day and month?—A. The 18th of January, I guess.
 Q. How long had you been living at this number which you have given us?—A. About five years.
 Q. Keeping house?—A. Yes, sir.
 Q. And that is your home, is it?—A. Yes, sir.
 Q. Were you there all last summer?—A. Yes, sir; I was.
 Q. Let me see your tax receipt. Pay this tax yourself with your own money?—A. I didn't pay it myself, but it was my own money paid it.
 Q. Stopped at the mines, was it?—A. Yes, sir.
 Q. What mines are you employed at?—A. Powderly's mines.
 Q. And the first knowledge you had of the payment of this tax was when the receipt was handed to you by the paymaster?—A. I expected it, though.
 Q. You didn't know it was paid until it was handed to you?—A. No; but I expected it, though.

Q. You never had any talk with the Delaware and Hudson officials about the stopping of this tax?—A. No, sir.

Q. And you didn't instruct them to pay it?—A. No, sir.

Q. What was your occupation there at the mines?—A. Mining.

Q. Miner?—A. Yes, sir.

Q. You had a chamber there, had you?—A. Yes, sir.

(The witness produces a tax receipt, dated December 16, 1901, to Mr. John Dougher, including a county tax for the year 1901, signed Wm. Passmore, collector.)

Q. You would rather pay your own taxes, wouldn't you?—A. Oh, it doesn't make much difference.

Q. You don't object to another fellow paying them, then, do you?—A. No.

Q. You do pay most of your own bills, don't you?—A. Would have to pay them sometime.

Q. You have paid your taxes sometimes yourself at times, haven't you?—A. Yes, sir.

Q. I understood you to say you never had any conversation with anybody as to paying this for you?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Your taxes are usually stopped in this manner, are they not?

Mr. OLVER. I object to the question.

A. They are sometimes.

Q. Passmore usually stops them?—A. Sometimes he never gives you time to pay them; he stops them.

Q. You were willing that the company should stop them out of your pay?—A. Certainly.

Mr. OLVER. I move that the cross-examination be stricken out.

JAMES GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 40 Locust street.

Q. That is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. And you voted there for the office of Congressman last November?—A. Yes, sir.

Q. What time of the day did you vote?—A. Four o'clock, about, in the afternoon.

Q. How long had you been living there at that street and number?—A. Nine months.

Q. Then you moved in there about last fall sometime?—A. Sometime.

Q. Along about the 1st of October?—A. Yes.

Q. Can you give us the exact date when you moved in there?—A. I moved in in the month of May in there, but I have been living in the city since November.

Q. I mean at the number you just gave us—how long had you been living at that number?—A. I have been living there since May.

Q. That is, May of 1902?—A. Yes, sir.

Q. Boarding?—A. No; keeping house.

Q. Were you living there all the time last summer, after May?—A. Yes, sir.

Q. You marked your own ballot at that election, did you?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipt.

Q. You said you were born in the city of Carbondale?—A. Carbondale Township.

Q. How old are you?—A. 27.

Q. What mines are you employed at?—A. Powderly.

Q. You are a miner there, are you?—A. No, sir; laborer.

Q. In chamber No. 16?—A. Yes, sir.

Q. And these taxes were stopped by the company?—A. Yes, sir.

Q. You didn't know anything about their being paid until they were handed you by the miner?—A. No, sir.

Q. You never had any conversation with him about paying your taxes for you, did you?—A. No, sir.

Q. Never authorized him to pay them for you, did you?—A. No, sir.

Q. You would rather pay your own taxes, wouldn't you?—A. I think so; always did until that one.

(The witness produces a tax receipt, dated Lackawanna County, Pa., December 23, 1901, received of Alex. McDonald, stopped from James Gordon, the sum of \$2.54, tax for the year 1901, in the township of Carbondale, including a county tax of 30 cents, signed Patrick Casey, collector.)

Q. When did you live in Carbondale Township?—A. Until I was married.
Q. And about when was that—you remember that date, of course?—A. In November.

Q. What year?—A. 1901.

Cross-examination by Mr. BRENNAN:

Q. You never objected to the company stopping your taxes in this manner out of your pay?

Mr. OLVER. I object to the question.

A. Never.

Q. You were willing that the company should stop your taxes out of your pay?

Mr. OLVER. I object to this examination.

A. Yes, sir.

Mr. OLVER. I move to strike out the cross-examination.

DANIEL DEMPSEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Dempsey?—A. I live on Locust street, Powderly road. There is no number on the house—right opposite No. 1 Powderlys.

Q. Where were you born?—A. I was born back in the south side.

Q. What is the date of your birth?—A. Born in 1875.

Q. What month and day?—A. May 30.

Q. And how long had you been living in the Second district, Fourth Ward, of the city of Carbondale?—A. Four years.

Q. Keeping house?—A. Yes, sir.

Q. And your home is in that district?—A. My home is there, but my other home is in the south side, farther back in the township.

Q. That is where your parents live?—A. Yes, sir.

Q. Since you have been married you are in the Second district, Fourth Ward?—A. Yes, sir.

Q. You were not away last summer?—A. I was away about three weeks.

Q. Where were you then?—A. Down New York.

Q. Working?—A. Yes; I did a little.

Q. What time did you get back?—A. Came back in July.

Q. And you were there in that Second district from July until the election time, all the while?—A. Yes, sir.

Q. You voted there in that district and ward for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time in the day it was when you voted?—A. About 4 o'clock in the afternoon.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you mark a ballot or assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipt.

Q. Where are you employed, Mr. Dempsey?—A. Back at the Mayfield yard.

Q. For what company?—A. The Ontario and Western.

Q. What is your occupation?—A. Laborer.

Q. At the mines?—A. No, sir; fixing cars.

Q. This tax was paid for you by the company, was it?—A. Yes, sir.

Q. You didn't know anything about the paying of it until the pay day, when the receipt was handed to you with your pay, I suppose?—A. No, sir.

Q. You never had any conversation with them about paying your taxes for you?—A. No, sir.

Q. Naturally you would prefer to pay your own taxes yourself?—A. Yes, sir.

(The witness produces a tax receipt, dated December 16, 1901, to Mr. Daniel Dempsey, including a county tax, 35 cents, for the year 1901, in First and Third wards of the city of Carbondale, signed, William Passmore, collector.)

Q. You never lived in the First or the Third Ward, did you?—A. No, sir.

Q. You have been living in the Second district, Fourth Ward, for over 4 years?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. These taxes were paid out of your wages, were they?—A. Yes, sir.

Q. You never objected to the company stopping your taxes in this manner?—A. No, sir.

Q. You were willing that the company should stop your taxes out of your wages?—A. Yes, sir.

WILLIAM DICKENSON called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 35 Locust street.
Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Fourth Ward, Second district. I voted at Battles.

Q. How long have you been living there?—A. Nine months—from the first of last April.

Q. Been living there continuously since April 1, 1902?—A. Yes, sir.

Q. You were not out of the district any time last summer?—A. I was in New York nine weeks during the strike.

Q. What time did you get back?—A. Sometime in September.

Q. Along about the middle, do you think?—A. Well, somewhere around the middle, I went to work in the Ontario and Western yard.

Q. Don't you remember what time you went to work there in the Ontario and Western yard?—A. It must be around the 5th or 6th, I think.

Q. Not earlier than that?—A. No; I don't think it was—I was there from June the 4th, and was gone about nine weeks.

Q. So that you are sure it was in September?—A. Yes, sir.

Q. And you think it was not earlier than the 5th or 6th?—A. Something around that—I am not rightly sure; I didn't keep track of it.

Q. Where were you born?—A. Springfield, Mass.

Q. And how old are you?—A. 41, born in 1861, in September.

Q. And you voted in the Second district, Fourth Ward, of the city of Carbondale, last November, for the office of Congressman?—A. Yes, sir.

Q. At what time of the day did you vote?—A. It must have been about half past 6 or twenty minutes to 7.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.

Q. Let me see your tax receipts.

Q. Pay these taxes yourself to Mr. Passmore with your own money?—A. Yes, sir.

Q. And when did you procure this receipt?—A. I got the receipt to-day.

Q. You didn't pay the tax to-day, did you?—A. Yes, sir.

Q. You paid this tax yourself to-day, did you?—A. Yes, sir; I thought they were paid. I just merely met him, and I asked him, and they were not paid, and I paid them.

Q. You paid him this tax of 30 cents to-day?—A. I asked him if they were paid, and he looked on his book, and he said no.

Q. Did you tell Mr. Passmore that you were subpoenaed to appear here to-day?—A. Not until afterwards.

Q. That is, you mean not until after this receipt was made out?—A. Not until after the receipt was made out—we got talking, and I told him.

Q. And then did Mr. Passmore take back the receipt which he had given you, and give you another one?—A. No; that is all there was to it.

Q. Whereabouts on the street was it you met Mr. Passmore?—A. Right out here, across.

Q. Right out across from the city hall here?—A. Yes; on the corner of Kelly's.

Q. You have another tax receipt there, have you?—A. Yes, sir [receipt handed to Mr. Olver].

Q. This receipt which I show you now, dated July 8, 1902, you are positive that is the receipt you got to-day from Mr. Passmore?—A. Yes, sir.

Q. You swear to that positively, do you?—A. Yes; sure.

(The witness produces a tax receipt, dated Carbondale, Pa., July 8, 1902, to William Dickinson, including a county tax for the year 1901, 30 cents, Third Ward, signed, William Passmore, collector. Which receipt we offer in evidence, and the same is marked by the commissioner "Exhibit No. 20" and identified by the signature of the witness across the back of the receipt, as follows:

CARBONDALE, PA., July 8, 1902.

Mr. WM. DICKENSON, Third Ward:

Your county tax for the year 1901 is \$0.30; total, \$0.30.

Received payment.

WM. PASSMORE, Collector.

(Marked on back:) Exhibit No. 20. William Dickinson.

Q. You know Mr. Passmore, do you, personally, when you see him?—A. I wasn't very much acquainted with him—my brother-in-law was with me to-day and he pointed him out to me.

Q. When you spoke to him, you called him Mr. Passmore, did you?—A. I merely said "How do you do, sir," and I asked him if he has William Dickenson on his book, and he said yes, and he pulled it out; and asked him how much it was, and he said 30 cents, and he gave me a receipt, and I paid him, and that is all there was to it.

Q. On the street?—A. No; at Mr. Kelly's drug store, sir, right across there.

Q. That was to-day, before you came in here?—A. Yes, sir.

(The witness produces a second tax receipt, dated Carbondale, Pa., February 24, 1902, to Mr. William Dickenson, including a county tax for the year 1900, county tax \$2.40, bridge 21 cents; total \$2.61, signed, William Passmore, collector.)

Q. You paid this tax personally to Mr. Passmore, did you?—A. My wife paid it.

Q. You say you voted up there at the last November election for the office of Congressman?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. The first tax receipt, which you received here in evidence, is the one you got to-day?—A. Yes, sir.

Q. This one, when did you get this one?—A. Ain't the date on there?

Q. What is the date on there?—A. February 24, 1902.

Q. You said you went away June 4 to New York; is that right?—A. I thought it would be about that.

Q. And you were away for nine weeks?—A. Yes, sir.

Q. Nine weeks from June 4; what date did you return?—A. I am pretty well sure it is nine or ten weeks.

Q. Can not you figure out what time you returned?—A. I returned right after the nine or ten weeks was up.

Q. You were not away longer than ten weeks?—A. No.

Q. Then you returned before the first of September?—A. No; I could not rightly return very well before the 1st of September.

Q. Why couldn't you? Can not you figure out nine weeks from June 4—you say it is not over ten weeks, now if you were away ten weeks—A. It would be around September, I think.

Q. You know there is but four weeks in each month, don't you?—A. Yes; that is what I am trying to get at.

Q. You went away on the 4th of June?—A. The 4th is when I started to work there.

Q. How many more weeks are there in June?—A. Four—something like that.

Q. How many in July?—A. Four more.

Q. That would be eight. To be away ten weeks you would have to return when?—A. In August.

Q. Did you return in August—you say you were away about ten weeks?—A. Yes; it must be, because— August the 5th or 6th.

Redirect examination by Mr. OLVER:

Q. Your best recollection is that it was in September that you returned?—A. I know I got my pay on the pay slips, and they were a little memorandum, when I come to see my first pay and my last one.

Q. The last pay was some time early in September?—A. Well, I think—I mostly forget the last one; the first one was June 4, and I know there was nine of them little slips.

Recross-examination by Mr. BRENNAN:

Q. Nine weekly slips?—A. Yes, sir.

Q. And you went away on the 4th of June?—A. Yes, sir; and there was three days I worked I didn't get any slips; I figured about another week on that.

Q. How long were you at home before you went to work for the Ontario and Western?—A. Two days—Saturday, and he told me to start to work on Monday.

Q. You are not positive whether that was September or August?—A. No; could not hardly tell that.

Q. It might have been August 5?—A. It must have been at that rate, figuring it that way.

Redirect examination by Mr. OLVER:

Q. How long were you to New York before you started to work?—A. I was down for eleven days and came back again; I first started to work on the 4th of June.

PATRICK J. BOYLAN, JR., called and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Boylan?—A. No. 172 Pike street.
 Q. And that is in the Second district, Fourth Ward, of Carbondale?—A. Yes, sir.
 Q. And you voted there for the office of Congressman last November?—A. Yes, sir.
 Q. At what hour of the day?—A. Well, I don't know; about 11 o'clock, I think, in the morning.
 Q. How long have you lived at that number?—A. I was born there and lived there almost all the time.
 Q. Were you there last summer?—A. Yes, sir.
 Q. You were not out of the district working elsewhere?—A. No, sir.
 Q. How old are you?—A. Born in 1865, the 20th of July.
 Q. Let me see your tax receipt.
 Q. Pay this tax yourself with your own money?—A. Yes, sir.
 (The witness produces a tax receipt, dated November 14, 1901, to Mr. Patrick Boylan, including a county tax for the year 1900 in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)
 Q. Do you own a property, Mr. Boylan?—A. No, sir.
 Q. What is your occupation?—A. Stone mason.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

JAMES GRIFFITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. No. 12 Griffin court.
 Q. And that is in the Second district, Fourth Ward, of Carbondale, is it?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. About what hour of the day?—A. Between 3 and 4 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist another in marking a ballot that day?—A. No, sir.
 Q. Where were you born?—A. Born at Dover Plains, N. Y.
 Q. How old are you?—A. Born 1868, on March 25.
 Q. How long did you say you had been living in the Second district?—A. Between eight and ten years.
 Q. Keeping house?—A. Yes; married man.
 Q. Were you there all last summer?—A. Well, I lost eight or ten days out of it.
 Q. Where were you then?—A. New York.
 Q. Were you working there?—A. Yes, sir.
 Q. When did you get back from there?—A. I could not say just when I did get back, but I was only eight or ten days gone.
 Q. When did you go?—A. Could not tell the right date.
 Q. Can not you tell the month?—A. I think I went around in May.
 Q. You got back then in July, surely?—A. I got back in June.
 Q. You are sure you got back in June?—A. I could not swear that I did, but I am positive mostly that it was in June.
 Q. And from June on, you were in the district right along?—A. Yes, sir.
 Q. Where were you born?—A. Dover Plains, N. Y.
 Q. Let me see your tax receipt?—A. I haven't got them.
 Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4, 1902?—A. I have paid them, but I lost them.
 Q. I did not ask you that—I move to strike out the answer as not responsive.
 Q. You were subpoenaed?—A. Yes, sir.
 Q. Did you go to Mr. Passmore to get a duplicate receipt?—A. No, sir.
 Q. You knew if you had paid such a tax you could get a duplicate receipt?—A. Yes, sir.

THOMAS FLANNERY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number Mr. Flannery?—A. No. 146 Powderly street.
 Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

- Q. How long have you been living there?—A. Thirty-six years.
 Q. Keeping house?—A. Yes, sir.
 Q. And your residence is at that number, is it?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. You were not out of the district?—A. No, sir.
 Q. Where were you born?—A. In Ireland, sir.
 Q. How old were you when you came to this country?—A. About 10 years, I guess.
 Q. How old are you now?—A. About 38 years.
 Q. You don't remember the date of your birth?—A. No, sir; it was in the month of December, the old folks said.
 Q. You don't remember the year?—A. No, sir.
 Q. Let me see your naturalization paper, please.
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Thomas Flannery, a native of Ireland, dated the 4th of October, 1879.)
 Q. You are the Thomas Flannery mentioned in this paper, are you?—A. Yes, sir.
 Q. You paid these taxes yourself with your own money?—A. Yes, sir.
 (The witness produces a tax receipt, dated December 23, 1901, to Thomas Flannery, including a county tax for the year 1900 in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)
 Q. When did you get this receipt?—A. December, 1901.
 Q. And you have had it ever since?—A. Yes, sir.

JOHN GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Gordon?—A. 17 Gordon avenue.
 Q. That is in the Second district, Fourth Ward, of the city of Carbondale, is it?—Yes, sir.
 Q. How long have you been living there?—A. I always lived there.
 Q. Born there?—A. In the district; not at the same number, but the next door.
 Q. You were born there in Carbondale, were you?—A. Yes, sir.
 Q. How old are you?—A. Born in July, 1862.
 Q. You had not been out of that district any time last summer, had you?—A. No, sir.
 Q. Did you vote there for the office of Congressman last November?—A. Yes, sir.
 Q. Do you remember what time of the day?—A. Four o'clock.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Let me see your tax receipts, please.
 Q. You paid this personally to Mr. Passmore, the collector, did you?—A. Yes, sir.
 Q. And from your own money?—A. Yes, sir.
 (The witness produces a tax receipt, dated November 11, 1901, to John Gordon, including a county tax for the year 1900, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

PATRICK GRIER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Grier?—A. 199 Delaware street.
 Q. That is in the Second district, Fourth Ward?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman?—A. Yes, sir.
 Q. What time of the day did you vote?—A. About 6 o'clock in the evening.
 Q. How long had you been living there before the election?—A. Living there pretty near all my lifetime.
 Q. Were you born here in Carbondale?—A. Yes, sir.
 Q. How old are you?—A. Going on 35.
 Q. Let me see your tax receipt.—A. I ain't got any.
 Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.
 Q. Do you know who your tax collector is?—A. Yes; but I wasn't working.
 Q. You have not paid any such taxes, have you?—A. No, sir.
 Q. Have you any objection to telling us who you voted for last November for the office of Congress?

Mr. BRENNAN. You don't have to tell.

A. No; I would not care about telling.

ROBERT JUDGE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Powderly street.

Q. What number?—A. No. 114.

Q. And that is in the Second district, Fourth Ward, is it?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. What hour of the day did you vote?—A. I should say about 4 o'clock.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. Why, yes; I called assistance after I had the ballot marked, to see if it was correct.

Q. Who did you call in?—A. I called in a man from the outside.

Q. What was his name?—A. John McAndrew.

Q. What did the election board say to John about his going in?—A. They knew my eyesight was bad.

Q. There wasn't anything said about John going in?—A. No; they all knew how I was situated. I asked permission of the board.

Q. It was in good daylight when you marked your ballot?—A. No; it was getting dusk.

Q. Four o'clock?—A. I wasn't sure of the time; it was getting dusk, anyway.

Q. You voted a straight ticket, I presume?—A. Well, I don't know whether I voted a straight ticket or not.

Q. You made one cross in the top of the ticket?

Mr. BRENNAN. We object to that.

Q. You can answer that question.—A. I voted the straight ticket with the exception of mine inspector.

Q. Now, this man that you called in didn't change the marking of your ballot, did he?—A. No, sir; I didn't let him take the pencil. I asked him to see if he could see them—I could not distinctly see them myself well—and he said yes, they were all right.

Q. You didn't tell the election board any particular reason or give them any reason why you wanted the assistance?—A. Yes; I am blind in one eye.

Q. Your other eye is pretty fair, isn't it?—A. Sometimes.

Q. It was all right that day, wasn't it?—A. No, sir.

Q. You didn't discover that until you got in and got your ballot marked?—A. I was marking it, as I thought, and I could not distinguish it as I thought proper.

Q. The election board didn't ask any questions from you concerning your eyesight?—A. They all knew it.

Q. Were the same election officers on the board as when you voted a year before?—A. Oh, no.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this country?—A. I was 15 or 16, I think.

Q. Do you remember the date of your birth—can you give it to us?—A. Yes, sir; I was born June the 26th, 1868.

Q. Let me see your naturalization paper, please.—A. I haven't got it here.

Q. You were subpoenaed to produce it, weren't you?—A. I couldn't walk to Scranton since yesterday.

Q. You had one of those printed subpoenas to produce your naturalization paper here?—A. It is impossible to produce it when another man has them.

Q. Did you have a notice served on you?—A. Yes, sir.

Q. Let me see your tax receipt.

Q. At what mines are you employed, Mr. Judge?—A. I am employed at the Powderly mines.

Q. And you are a miner?—A. Yes, sir.

Q. And this tax was stopped out of your pay?—A. Yes, sir.

Q. And the first thing you knew about the company paying it was when you were handed this receipt by the paymaster?—A. No, sir; I always let them stop them.

Q. You didn't know they were going to stop this particular one?—A. No, not out of that particular pay.

Q. The first thing you knew about it was—A. I was satisfied for them to stop it.

(The witness produces a tax receipt, dated Carbondale, Pa., December 16, 1901, to Mr. Robert Judge, county tax for 1900, in the ——— Ward, signed Wm. Passmore, collector.)

Q. You did not assist anyone in marking a ballot that day, did you Mr. Judge?—A. No, sir.

Q. How long were you there at the polls before you voted?—A. Five minutes, probably.

Cross-examination by Mr. BRENNAN:

Q. You know the election officers in your district?—A. Yes.

Q. Were they the same election officers that were there in February?—A. There was some of them, yes.

Q. Who were the election officers that were there in February that also acted in November?—A. Some of them was, yes.

Q. Who?—A. The inspector was James Walsh.

Q. He knew you were blind in one eye?—A. He lives next door.

Q. Your eyesight was poor?—A. Yes, sir.

Q. It was quite dark when you went there to vote?—A. Yes, sir; it was getting dusky.

Q. What did you say to the board when you found out you could not mark your own ballot?—A. I just come outside and I says, "Can I have assistance for a minute to see if this ballot is right?" and the inspector got up and says, "Can not you see; have you glasses?" and I says, "No, sir; I haven't," and he says, "Who do you want?" and this man was standing in the door, and I says, "John McAndrew"—that is all.

Q. The inspector knew that you were blind?—A. Yes, sir.

Q. You never objected to having your taxes stopped out of your pay by the Delaware and Hudson Company?—A. No, sir; never.

Q. They do that frequently?—A. Yes; always.

Q. And you never object?—A. No, sir.

Q. You are willing that they should stop your taxes out of your wages?—A. Yes, sir.

Mr. OLVER. This cross-examination is objected to, and I move to strike it out as irrelevant and immaterial.

MARTIN LYNCH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Lynch?—A. Gordon avenue, No. 21.

Q. And that is in the Second district, Fourth Ward, of the city of Carbondale?—A. Yes, sir.

Q. And how long have you been living there?—A. I have been living there about thirty-eight years.

Q. Keeping house?—A. No, sir; boarding there.

Q. With your parents?—A. With my sister now; the folks are dead.

Q. That is your family residence there, is it?—A. Yes, sir.

Q. You were there all last summer?—A. No, sir; I went away in May and came back the latter part of July.

Q. You are positive as to the time you came back, are you?—A. Yes, sir.

Q. And from the latter part of July on, you were right there in that district?—A. Yes, sir.

Q. And you voted there for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-eight years; born in 1862.

Q. Let me see your tax receipts, please.—A. I haven't got them.

Cross-examination by Mr. BRENNAN:

Q. Do you know the State and county tax collector?—A. Yes, sir.

Q. Who is he?—A. Passmore.

Q. You swear that you paid no taxes?—A. No.

Mr. OLVER. This is objected to.

A. I didn't know I had to pay them; I was in the United States service.

Q. You were away in the years 1901 and 1902?—A. Yes, sir.

Q. You were in the Army?—A. Yes, sir.

THOMAS HORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Horan?—A. Gordon avenue, No. 59.

Q. And that is in the Second district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. What hour of the day?—A. About half past 5.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist another in marking a ballot that day?—A. No, sir.

Q. Where were you born?—A. In Carbondale.

Q. How old are you?—A. Forty-eight.

Q. Let me see your tax receipts.

(Produces receipt.)

Q. What is your occupation?—A. Miner.

Q. What mines?—A. Powderly.

Q. And this tax was stopped from your pay, Mr. Horan?—A. Yes, sir.

Q. And the first knowledge you had that they had, or were going to be paid, was when you received these receipts from the paymaster?—A. Yes, sir.

Q. You never authorized them to pay your taxes, did you?—A. No, sir.

Q. You prefer to pay them yourself, don't you?—A. Yes, sir.

Q. How long had you been living in that district prior to the November election last?—A. Fourteen years.

Q. Continuously?—A. Yes, sir.

Q. You were there all last summer?—A. Yes, all last summer.

(The witness produces a tax receipt, dated December 16, 1901, for county tax for the year 1901, in the — Ward, Carbondale, signed Wm. Passmore, collector. Also tax receipt of same date for county tax for the year 1900, signed Wm. Passmore, collector. Both receipts indorsed with the following memorandum: "Miner, No. 51, Powderly mines.")

Q. That is your miners' number, No. 51?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Your State and county taxes are usually stopped out of your pay, Mr. Horan?—A. Yes, sir.

Q. You have never objected to have the company stop it out of your wages?—A. No, sir.

Q. You are willing that they should stop your taxes in that way?—A. Well, we don't get time, they generally stop them.

Q. You never entered any objection to having the company stop them out of your pay?—A. No, sir.

By Mr. OLVER:

Q. You never authorized them to stop them neither, did you Mr. Horn?—A. No, sir.

EDDIE DOUDICAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Doudican?—A. 122 Gordon avenue.

Q. And that is in the Second district, Fourth Ward, of Carbondale?—A. Yes.

Q. And how long had you been living there before the last November election?—

A. Well, I am living there all my life, twenty-seven years.

Q. Born there?—A. Yes, sir.

Q. Living with your parents?—A. Yes, sir.

Q. You were there all last summer?—A. Yes, sir.

Q. You were not working out of the district anywhere?—A. No, sir.

Q. You voted there for the office of Congressman, did you?—A. Yes, sir.

Q. What hour of the day?—A. About half past 6.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. You are a laborer in the Powderly mines, are you?—A. Yes, sir.

Q. And these taxes were stopped from your pay?—A. Yes, sir.

Q. You never said anything to the company about stopping them, did you?—A. No, sir.

Q. The first thing you knew they were stopped was when you received the receipts from the paymaster?—A. Yes; that was the first.

(The witness produces a tax receipt, dated Carbondale, Pa., December 16, 1901, to Mr. Edward Doudican, including a county tax for the year 1900, in the — Ward, city of Carbondale, signed William Passmore, collector. Also tax receipt of same date for county tax for the year 1901, signed Wm. Passmore, collector, and both receipts indorsed as follows: "Laborer No. 24, Powderly mines.")

Q. That was your number?—A. Yes, sir.

Q. You would rather pay your taxes yourself, Mr. Doudican?—A. I would just as leave have them stopped out of the pay; all the same to me.

Q. Would you like to have the company paying your bills for you?—A. I don't consider them bills—it is out of my wages.

Q. You would not like to have every bill that you incurred around the city turned into the company, and have them paying them for you?—A. Oh, no.

Q. And taxes, which entitle a man to vote, is something which naturally a man would prefer to pay himself.—A. I didn't care—I would just as leave have them stop it.

Q. If it were necessary to pay it yourself in order to entitle you to your vote, you would rather pay it yourself?—A. I suppose.

Cross-examination by Mr. BRENNAN:

Q. The taxes are usually stopped by the company?

Mr. OLVER. I object to this cross-examination, as irrelevant and immaterial.

Q. Have you ever paid any taxes to Mr. Passmore personally?—A. No; they always stop them.

Q. You never objected to having the company take it out of your wages?—A. No.

Q. And you are willing that they should take your taxes out in that way?—A. Yes, sir.

Mr. OLVER. I object to the cross-examination, and move to strike it out as irrelevant and immaterial.

MICHAEL JUDGE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your number and street, Mr. Judge?—A. 21.

Q. What street?—A. Franklin street.

Q. And that is in the Third district, Fourth Ward, of the city of Carbondale, is it?—A. Yes, sir.

Q. And how long have you been living there?—A. Six years.

Q. And during those six years you have not been away from the district, living in any other place?—A. No, sir.

Q. Keeping house?—A. Yes, sir.

Q. And the number you have given is the number of your residence, is it?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. Fourteen years, I guess.

Q. Do you remember the date of your birth?—A. 1862.

Q. And what was the date when you landed in this country?—A. 1888.

Q. Let me see your naturalization certificate. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received this?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, to Michael Judge, a native of Ireland, dated the 13th day of November, 1899, signed John Copeland, prothonotary.)

Q. Let me see your tax receipts. What is your occupation?—A. Miner.

Q. And where are you employed?—A. Powderley mines.

Q. When did you receive this tax receipt?—A. A week ago, I think it is—the date is on there.

(The witness produces a tax receipt dated Carbondale, Pa., January 29, 1902, including a county tax for the year 1901, signed William Passmore, collector.)

Q. This is the tax which you paid to Mr. Passmore last month?—A. Yes, sir.

Q. And he handed this receipt to you personally, did he?—A. Yes, sir.

Q. Where was Mr. Passmore when you paid the tax to him?—A. Mr. Van Beck's hardware store.

Q. You saw him write out the receipt, did you?—A. My wife paid it to him; I didn't get time to see him myself.

Q. And your wife brought this receipt back to you?—A. Yes, sir.

Q. And handed it to you?—A. Yes, sir.

Q. And it was January 29th of last month?—A. Yes, sir.

Q. Last January?—A. Yes, sir.

Q. Do you remember the day of the week?—A. Wednesday, I think it was.

Q. Wednesday of last week?—A. Yes, sir.

Mr. OLVER. I offer the receipt in evidence:

CARBONDALE, PA., January 29, 1902.

Mr. MIKE JUDGE, Fourth Ward:

Your county tax for the year 1900 ("1901" stamped with red ink over "1900") is \$2.28; total, \$2.28.

Received payment.

WM. PASSMORE, Collector.

(Indorsed on the back by way of identification:) Exhibit No. 21, Michael Judge.

Q. I think you told us that you voted last November for the office of Congressman?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. I have another one.

Q. Any other receipts besides these two? Have you received any other tax receipts besides these two, from Mr. Passmore?—A. No, sir.

Q. These are the only two you have received from Mr. Passmore?—A. Yes, sir.

Q. This is a receipt for what year's taxes?—A. 1901.

Q. And this is a receipt for what year's taxes?—A. 1899.

Q. Have you any other tax receipts from Mr. Passmore?—A. I don't know whether I paid any more or not.

Q. Have you a tax receipt for the year 1900?—A. Probably I have.

JOHN CUMMINGS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. There is no number where I live—it is on Powderley road.

Q. Near what street or place is it?—A. No. 1.

Q. Near No. 1 mines?—A. Yes, sir.

Q. That is in the Second district, Fourth Ward, is it?—A. Yes, sir.

Q. How long have you been living there?—A. One year.

Q. Can you give us the date when you moved in there?—A. The 1st of October.

Q. The 1st of October of last year?—A. Yes.

Q. Have you been there all the time since that time?—A. Yes, sir.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day?—A. About half past 6 in the evening.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone present in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. You were living in Carbondale Township before you came to the Second district?—A. Yes, sir.

Q. What is your occupation?—A. Laborer, outside.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Twenty-nine years.

Q. Let me see your tax receipt, please. At what mines were you employed?—A. No. 1.

Q. You were a loader?—A. Yes, sir.

Q. And this tax receipt was handed to you by the paymaster?—A. Yes, sir.

Q. Do you remember what pay it was handed to you out of it?—A. No, sir.

Q. Do you remember what year?—A. 1891, I guess. No; I forget what year it was.

Q. You never had any conversation with the company with reference to stopping this tax by the company before it was stopped?—A. No, sir.

Q. You didn't know it was going to be stopped?—A. No, sir.

Q. You prefer to pay your own taxes, don't you?—A. It makes no difference to me—to stop it or pay myself.

Q. Wouldn't you rather pay your own bills?—A. Certainly.

Q. And you do pay all your other bills, don't you?—A. Yes.

(The witness produces a tax receipt dated Lackawanna County, Pa., December 23, 1901, received of John J. Cummings the sum of \$3.59, taxes for the year 1901 in the township of Carbondale, including a county tax, signed Patrick Casey, collector.)

Cross-examination by Mr. BRENNAN:

Q. You didn't object at the time or since from having the company stop this out of your wages?

Mr. OLVER. I object to this cross-examination as irrelevant and immaterial.

A. No.

Q. You were willing at the time that the company should stop it out of your wages?—A. Yes, sir.

Q. Do you remember when you moved into the city?—A. It was a year last October.

Q. Then it wasn't last year—1902?—A. No.

Q. 1901; is that right?—A. Yes, sir.

Redirect examination by Mr. OLVER:

- Q. You are sure about that, are you; you are sure it wasn't last October you moved into that district from Carbondale Township?—A. No, sir.
 Q. It wasn't last October?—A. No, sir; it was a year last October.
 Q. October of what year?—A. I could not rightly tell you. I am there a year last October in the city.
 Q. But you would not swear what year you moved in?—A. I didn't keep track on it.

JOHN McKENNA, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. McKenna?—A. 66 Gordon avenue.
 Q. That is in the Second district, Fourth Ward?—A. Yes, sir.
 Q. And how long had you lived there prior to last November election?—A. Twenty-two years.
 Q. Born there?—A. Yes, sir.
 Q. And that is your age, is it?—A. Yes, sir.
 Q. You voted there at the last November election, did you, for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what time of the day you voted?—A. Half past 5.
 Q. What is the date of your birth?—A. 1881.
 Q. What month and day?—A. The 14th of July.
 Q. Did you mark your own ballot?—A. No, sir.
 Q. Who was in with you?—A. Patrick Scanlon.
 Q. Your eyesight is good, is it?—A. Yes, sir.
 Q. And you have the use of your hands?—A. Yes, sir.
 Q. And if a sample ballot had been shown you, and you had been shown how to mark it, you could have marked your own ballot, couldn't you?—A. Yes; I didn't understand it; I wasn't shown; I didn't understand the ballot.
 Q. You read and write, do you?—A. Yes, sir.
 Q. Where did you meet Patrick Scanlon that day?—A. At the polls.
 Q. Was he a worker there?—A. No, sir.
 Q. You didn't go there to the polls with him, did you?—A. No, sir.
 Q. And did you ask him to go in with you and assist you in marking your ballot?—A. Yes, sir.
 Q. What did you say to the election board?—A. I asked him could I have the assistance of Patrick Scanlon to mark out my ballot.
 Q. That is all you said to them?—A. I told them I could not make it out—could not understand it.
 Q. You are sure you told them you could not understand it?—A. Yes, sir.
 Q. And they gave you a ballot and Patrick went in with you?—A. Yes, sir.
 Q. Did you handle the pencil, or did he?—A. I handled the pencil, and he showed me.
 Q. What did Patrick show you?—A. I told him what I wanted to vote for, and he showed me, and I marked it. I didn't understand the ballot.
 Q. There was no objection from the election board to Patrick going in with you?—A. No, sir.
 Q. Have you ever paid a State or county tax?—A. No, sir; I only voted twice.
 Q. You voted at the February election in 1902?—A. Yes, sir.
 Q. How old were you then?—A. Twenty-one.

By Mr. BRENNAN:

- Q. How old do you say you are now?—A. Twenty-two.

By Mr. OLVER:

- Q. You didn't make any affidavit at this November election, did you?—A. Yes, sir; I did.
 Q. At the November election?—A. I had my hand up.
 Q. When you voted for Congressman?—A. Yes, sir.
 Q. Who was your witness?—A. Patrick McKenna.
 Q. Did you sign your name to an affidavit?—A. Yes, sir.
 Q. And did Patrick sign his name?—A. Yes, sir.
 Q. Who filled it out; who filled out the paper?—A. I don't know.

Cross-examination by Mr. BRENNAN:

- Q. Was your vote challenged?—A. No; I was 22 years and 3 months—now.

Q. In November, when you voted, was your vote challenged—did somebody challenge your right to vote there?—A. I don't know exactly; when I swore in I was 21.

Q. That is not an answer to the question. Did anybody challenge your vote when you came there to vote in November?—A. No.

Q. What was the occasion for swearing in your vote in November?—A. I didn't get it sworn in in November.

Q. You mean the first time you voted that you swore in your vote, in February?—A. Yes, sir.

Q. That was at the election for mayor?—A. Yes, sir.

Q. You were registered then in November?—A. Yes, sir.

MICHAEL FOX, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 45 Powderly street.

Q. That is your house number?—A. Yes, sir.

Q. Your family living there?—A. Yes, sir.

Q. Were you there all the time last summer?—A. Yes, sir.

Q. And you voted in the Second district, Fourth Ward, city of Carbondale, for the office of Congressman last November?—A. Yes, sir.

Q. About what hour of the day?—A. 6 o'clock. It might be after 6; between 6 and 7; didn't get home until 6. It must have been after 6.

Q. Did you have any assistance in marking your ballot?—A. Yes, sir.

Q. Who was it?—A. Tom Flannery.

Q. What reason did you give to the election board for wanting Tom to go in and mark your ballot?—A. I wasn't able to mark it myself.

Q. Did you say that to the election board?—A. Yes, sir.

Q. That is all you said, is it?—A. I forget. I told them I didn't know how to make it out myself.

Q. Where did you meet Tom—there at the polls?—A. Yes, sir.

Q. He was standing around there, was he?—A. Yes, sir.

Q. And did you ask him to go in with you?—A. Yes, sir.

Q. And you went up to the election board and told them you wanted to take Tom in to mark your ballot?—A. Yes, sir.

Q. And he went in with you?—A. Yes, sir.

Q. No objection from the board?—A. No.

Q. And all you said was that you were not able to mark your own ballot?—A. Yes, sir.

Q. Did Tom have the pencil and mark it for you?—A. Yes, sir.

Q. Did you tell him who you wanted to vote for?—A. Yes, sir.

Q. And if you had wanted to mark a straight ticket, and make one cross in the circle, you could have done that, couldn't you?—A. Yes, sir.

Q. Wasn't that what you wanted to vote, a straight ballot?—A. Yes; straight ballot.

Q. Your eyesight is pretty good?—A. Pretty good.

Q. You have the use of your hands all right?—A. Yes; thanks be the Lord.

Q. What time of the day was it when you voted?—A. After 6 o'clock in the evening.

Q. Where were you born?—A. In Ireland.

Q. How old were you when you came to this country?—A. 17 or 18 years of age.

Q. Can you give us the date of your birth?—A. No, sir.

Q. You were over 18 when you came here?—A. I think maybe I was.

Q. Do you remember the date when you landed?—A. I forget it now.

Q. How old are you?—A. About 39 years of age.

Q. Let me see your naturalization papers, please.

Q. You are the Michael Fox named in this paper, are you?—A. Yes, sir.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Michael Fox, a native of Ireland, dated the 20th day of September, 1897, signed E. E. Pryor, prothonotary.)

Q. You paid these taxes yourself, personally, with your own money?—A. It was my own money; either me or my wife paid it.

Q. What is your occupation, Mr. Fox?—A. Laborer on the railway tracks.

Q. Did you look to see whether you had any other receipts around the house?—A. Yes, I have some more, but they are all older than those.

(The witness produces a tax receipt dated Carbondale, Pa., March 20, 1900, including a county tax for the year 1899, signed Wm. Passmore, collector.)

Cross-examination by Mr. BRENNAN:

Q. Can you read or write, Mr. Fox?—A. No, sir.

Q. Who was it you said went in to assist you how to vote?—A. Tom Flannery.

Q. Did you tell the Board that you could not read or write?—A. Yes, sir.

Q. You told them that was the reason you wanted assistance to mark your ballot?—A. Yes, sir.

Q. Now, have you got any other tax receipt from William Passmore?—A. I don't know about that—I may have in the house, but I can not find any more. I was looking for them last night until after 11 o'clock, and I gave up looking for them.

Q. You don't know whether you paid any more taxes to Mr. Passmore since this one offered in evidence was paid?—A. I don't know for sure.

EDWARD HADGINS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Hadgins?—A. 42 Gordon avenue.

Q. That is in the Second district, Fourth Ward of the city of Carbondale?—A. Yes, sir.

Q. And you voted there in that district for the office of Congressman last November?—A. No, sir.

Q. You are sure you didn't?—A. Not for Congressman; no.

Q. You didn't vote a straight ticket, then?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. There is another Edward Hadgins living there in that district?—A. Yes, sir.

JOHN JUDGE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Locust street, No. 28.

Q. And that is in the Second district, Fourth Ward of Carbondale?—A. Yes, sir.

Q. And are you housekeeping there?—A. Yes, sir.

Q. How long have you been living there?—A. Nineteen years.

Q. You were not out of the district any time last summer?—A. No; only just two or three days.

Q. You were not working anywhere else last summer?—A. No, sir.

Q. You voted in that ward and district for the office of Congressman last November?—A. Yes, sir.

Q. Do you remember at what time of the day?—A. I should think it would be between 3 and 4 o'clock.

Q. Did you have any assistance in marking your ballot?—A. None.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came here?—A. Going on 18.

Q. What is the date of your birth?—A. I don't know—I don't remember.

Q. How old are you?—A. Going on 39.

Q. Let me see your naturalization paper. This is your paper, is it?—A. Yes, sir.

Q. And you were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to John J. Judge, a native of Ireland, dated the 21st day of September, 1896, signed J. H. Thomas, clerk of the court of quarter sessions.)

Q. Let me see your tax receipts, please. You are a miner at the Powderly mines, are you, Mr. Judge?—A. Yes, sir.

Q. And this tax was stopped from your pay, was it?—A. Yes, sir.

Q. The first knowledge you had of the payment of this tax was when you received this receipt, I presume?—A. Yes, sir.

Q. You never authorized them to pay this tax, did you?—A. No, sir.

Q. And naturally you would prefer to pay your own, wouldn't you?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1901, signed Wm. Passmore, collector, and indorsed as follows: "Miner No. 44, Powderly mines.")

Cross-examination by Mr. BRENNAN:

Q. Is this the only receipt you have with you?—A. Yes; I have another one the same date as that.

Q. Was the other one stopped at the mines too?—A. Yes, they were both stopped, pinned together, and I just took one of them here.

Q. Has Passmore always stopped your taxes at the mines?—A. No; not always; but I neglected paying them and they were stopped.

Q. You didn't object to having the company stop this out of your wages?—A. Certainly not, as long as they were due.

Q. You were willing to have them stop them out of your wages?—A. Yes, sir.

By Mr. OLVER:

Q. They don't stop your other bills out of your pay, do they?—A. No.

EDWARD R. FINNEGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 22 Paris place.

Q. Are you boarding or keeping house?—A. I am living at home with my people.

Q. That is their number, is it?—A. Yes, sir.

Q. Were you there all last summer?—A. All my life.

Q. You were not out of the district anywhere working during last summer, were you?—A. No; never left home at all, to tell the truth.

Q. You voted there in the First district, Fourth Ward, of Carbondale last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day it was when you voted?—A. Well, yes; between the hours of 6 and 7 o'clock, I think.

Q. Were you there at the polls all day?—A. No, sir; just came in from work.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Could not exactly tell, but about 23 or 24; somewhere between there.

Q. Can you give us the date of your birth?—A. No, sir.

Q. You are sure you are over 23?—A. I think I am between twenty-three and twenty-four.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Was there anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. You were not in the booth with anybody?—A. No, sir.

Q. Let me see your tax receipt.—A. I have one, but only for the 1900 tax.

Q. When did you get this receipt?—A. Well, I could not tell just exactly when I did get it—that is the date I got it [pointing to receipt].

Q. Well, it was 1900, wasn't it?—A. It is dated the 3d day of October, 1900.

Q. And that is when you got it?—A. Yes, sir.

Q. You paid it to Mr. Passmore personally?—A. Yes, sir.

Q. And from your own money?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., October 3, 1900, to Edward Finnegan, including a county tax for the year 1900, signed William Passmore, collector.)

Q. What is your occupation, Mr. Finnegan?—A. Laborer.

Q. Where are you employed?—A. Ontario and Western Railroad.

Q. Where was Mr. Passmore, do you remember, when you paid him this tax?—A. No, I don't remember that.

Q. You remember paying it to him yourself, do you?—A. Yes, sir.

Q. Did you swear in your vote last fall?—A. What do you mean?

Q. Did you swear in your vote? Did you have to make an affidavit and swear in your vote?—A. No.

Q. No objection to your voting?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have from Mr. Passmore?—A. I have had others, but I have lost them.

Q. Have you any tax receipts bearing date later than this?—A. I think I have, but I can not raise them at all. I did have them, but I don't know where they are.

Redirect examination by Mr. OLVER:

Q. Did you go to Mr. Passmore and ask him for a duplicate tax receipt for any taxes paid later than that?—A. No, sir.

Q. You knew if you had paid any taxes later than that his books would show it?—A. Yes, sir.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two

years prior to November the 4th?—A. That is two years, isn't it? I have other tax receipts, but I could not find them.

Q. You could not give the dates when you paid any taxes?—A. No, sir.

Recross-examination by Mr. BRENNAN:

Q. You remember paying taxes later than this?—A. I paid taxes later than that, but I can not find them; I can not tell where they are.

Q. And you paid them to William Passmore?—A. Yes, sir.

Mr. OLVER. I move to strike out the evidence on cross-examination as incompetent, immaterial, and irrelevant.

Mr. OLVER. I offer the receipt in evidence, marked "Exhibit No. 22," as follows:

CARBONDALE, Pa., 1900. ^a

Mr. Ed. Finnegan, Fourth Ward.

Your county tax for the year 1900 is \$0.38.

Received payment,

WM. PASSMORE, *Collector*.

(Mem. by COMMISSIONER. The handwriting in the body of the receipt is not the same as the signature, "Wm. Passmore.")

WILLIAM McDONOUGH, SR., called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. McDonough?—A. They made a new record; before the new record it was 71 Gordon avenue, but they changed it to Locust street now.

Q. That is your home, is it?—A. Yes, sir.

Q. How long have you been living there?—A. Pretty near forty years.

Q. Keeping house?—A. Yes, sir.

Q. And you have been there right along?—A. Yes, sir.

Q. You were not out of the district last summer anywhere working?—A. Working in the garden.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this country?—A. I could not tell you my age.

Q. What your parents told you?—A. Fourteen or fifteen.

Q. How old are you now?—A. I think I must be close on 58 or 60.

Q. Let me see your naturalization certificate. Is this the only paper you ever had?—A. I had another paper ahead of that, but it was no use.

Q. You mean you had your first paper?—A. Yes, sir.

Q. You got this paper from the clerk of the court's office, did you?—A. Yes, sir.

Q. And you held up your hand and swore when you got it, did you?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to W. J. McDonough, a native of Ireland, dated the 26th day of September, 1891, signed, J. H. Thomas, clerk, per B.)

Q. Let me see your tax receipts.

Q. This last receipt, which you have here, Mr. McDonough, for the 1900 tax, was paid by you on October 5, 1900?—A. Yes, sir; 1901.

Q. That is not 1901?—A. 1901 is when I paid it.

Q. The 1900 tax you would naturally pay that in the fall of 1900.

Mr. BRENNAN. I object to the question; the receipt is the best evidence.

Q. This is the last county tax you paid, is it?—A. Yes, sir.

Mr. OLVER. I offer the receipt in evidence, marked "Exhibit No. 23," as follows:

CARBONDALE, Pa., October 5, 190x.

Mr. WM. McDONOUGH, Fourth Ward:

Your county tax for the year 1900 is..... \$4.52

Your bridge tax for the year 1900 is28

Total 4.80

Received payment.

WM. PASSMORE, *Collector*.

(By the COMMISSIONER. The signature to the receipt is in ink; the change made in the year of payment, 1900 to 190x, is made in ink with a small cross through the last

^aStamped with rubber stamp, over 1900, "Oct. 3, 1901," as it appears to the commissioner.

cipher without the addition of any figure. The body of the receipt is in a different handwriting and is written with an indelible copying pencil.)

Q. You voted at the last November election for the office of Congressman, did you?—A. I did, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

JAMES HORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Horan?—A. 59 Gordon avenue.

Q. That is in the Second district, Fourth Ward?—A. Yes, sir.

Q. And you voted there for the office of Congressman last November?—A. Yes, sir.

Q. What hour of the day, if you remember?—A. About 6 o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist anybody that day in marking a ballot?—A. No, sir.

Q. You were not in the booth with anybody?—A. No, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. 26.

Q. Let me see your tax receipts, please.—A. I haven't any; I have had them, but I lost them.

Mr. OLVER. I move to strike out the last part of the answer.

Q. You were subpoenaed to produce your tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you?—A. Yes, sir.

Q. And you have no such tax receipts with you, have you?—A. No, sir.

Q. That is all.

AUSTIN LAVELLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Pike street, number 266.

Q. And that is in the Second district, Fourth Ward, of Carbondale?—A. Yes, sir.

Q. How long had you lived there before the November election?—A. I am living there thirty-eight or thirty-eight years, either one.

Q. Keeping house?—A. Yes; that is, since I commenced to keep house.

Q. You had been there all the time last summer, all the time?—A. All the time; I never left there.

Q. Where were you born?—A. Born in Ireland.

Q. How old were you when you came to this country?—A. Something around 60.

Q. Let me see your naturalization papers.

Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization, issued out of the court of quarter sessions of Lackawanna County to Austin Lavelle, a native of Ireland, dated the 6th day of October, 1882, signed W. G. Daniels, clerk of the court of quarter sessions.)

Q. Let me see your tax receipts, please.

Q. You paid this tax yourself personally with your own money, did you?—A. Certainly; it was no man's money but my own.

Q. You own property?—A. Yes, sir.

Q. The title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated April 30, 1902, including a county tax for the year 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

JOHN MCGARRY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. McGarry?—A. Battle avenue, No. 18.

Q. And that is in what ward and district?—A. In the Fourth Ward, Second district.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. About nine years old.

Q. How old are you now?—A. 31 or 30; about 30, I guess; 30 last birthday.

Q. Let me see your naturalization paper.

Q. Are you the John McGarry named in this paper?—A. Certainly.

Q. You are?—A. John J.

Q. Were you in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to John McGarry, a native of Ireland, dated the 5th day of October, 1894.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. You paid them yourself, with your own money, did you?—A. Sure.

Q. Did you?—A. Yes.

(The witness produces a tax receipt dated September 3, 1901, to John J. McGarry, including a county tax for the year 1902, Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. How long have you been living up there at that number?—A. Three years.

Q. Were you there all last summer?—A. Yes, sir.

Now, February 5, 1903, at 4.30 p. m., hearing is adjourned to meet in the same place to-morrow morning, February 6, 1903, at 9 a. m.

JOHN TAYLOR, *Commissioner*.

Now, Friday, February 6, 1903, at 9 a. m., pursuant to last adjournment, hearing of testimony is resumed before John Taylor, commissioner, in the city hall at Carbondale, Pa.

C. E. Oliver, esq., appears for contestant; no appearance for respondent.

FRANK MORAN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. Powderly street, No. 220.

Q. In what ward and district is that?—A. Fourth Ward, Second district.

Q. How long had you been living there prior to the last November election?—A. All my lifetime.

Q. Born there, were you?—A. Yes, sir.

Q. Living with your parents?—A. Yes, sir.

Q. You were not out of the district any time last summer?—A. No, sir.

Q. Not working elsewhere?—A. No, sir.

Q. You voted there at the last November election for the office of Congressman, did you?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. How old are you?—A. 24.

Q. What is the date of your birth?—A. July.

Q. What year?—A. I don't remember.

Q. When were you 24?—A. Last birthday.

Q. Let me see your tax receipt?

Q. You are employed as a mine laborer at the Powderly mines?—A. Yes, sir.

Q. Laborer in the mines?—A. Yes, sir.

Q. In chamber No. 67?—A. Yes, sir.

Q. And these taxes were paid for you by the company?—A. Yes, sir.

Q. The first knowledge that you had of the payment of the tax was when the receipt was handed to you by the paymaster?—A. Yes, sir.

Q. You never authorized the company to pay these taxes for you?—A. No, sir.

Q. You would rather pay your own taxes?—A. Yes, sir.

(The witness produces a tax receipt dated ——— 1901, to Frank Moran, including a county tax of 55 cents for the ——— Ward, city of Carbondale, for the year 1901, signed Wm. Passmore, collector.)

Cross-examined by Mr. JOHN CORBETT (who happened in for a few minutes, and departed again after examining this one witness):

Q. The money was taken out of your pay, wasn't it?—A. Yes, sir.

Q. When the tax receipt was given?—A. Yes, sir.

Q. It was taken from the money that was due you by the company?—A. Yes, sir.

WILLIAM MARTIN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. 85 Powderly street.

Q. That is in the Second district, Fourth Ward, is it?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day it was when you voted?—A. That, I could not say. It was around supper time.

Q. Pretty close to 6 o'clock?—A. Somewheres around there, I could not just say.

Q. How long had you been living in the district prior to the election?—A. I am living there altogether since 1895, except when I was burned out, for about a year there.

Q. How long had you been living there in that district continuously prior to the election?—A. A year or more last August I moved in there.

Q. And the street and number you gave is the place you moved to then?—A. Yes, sir.

Q. You were not out last summer any time working?—A. No, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-seven.

Q. Let me see your tax receipt.—A. I haven't any but 1900.

Q. This is the only tax receipt you have, is it?—A. Yes, sir; that is all, that is the last one.

(The witness produces a tax receipt dated Carbondale, Pa., December 11, 1902, issued to Mr. William Martin, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, and signed Wm. Passmore, collector.)

BERNARD MULLANEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Mullaney?—A. No. 41 Gordon avenue.

Q. Keeping house there?—A. Living with my mother.

Q. How long had you been living there in the Second district, Fourth Ward, prior to the last November election?—A. Always.

Q. Born there?—A. Born there.

Q. You were there all last summer, were you?—A. All last summer; always.

Q. You voted there for the office of Congressman last November?—A. I voted, but I didn't vote for either of those names.

Q. You voted?—A. I voted, but not for either Connell or Howell.

Q. Let me see your tax receipt.

Q. You are positive you didn't vote for either of those candidates, either Howell or Connell; you are sure of that, are you?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

NICHOLAS ROBINSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Robinson?—A. 27 Franklin avenue.

Q. And that is in the Second district, Fourth Ward, is it?—A. Yes, sir.

Q. Keeping house there?—A. Yes, sir.

Q. There all last summer?—A. Yes, sir; I have been there for the last ten years.

Q. Where were you born?—A. Born in Salem, Wayne County.

Q. Let me see your tax receipts.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. And you voted for the office of Congressman last November?—A. I think I did.

Q. Do you own a property?—A. Yes, sir.

Q. Is the deed for that property in your own name?—A. Yes, sir.

Q. What is your correct name?—A. Nicholas B. Robinson.

Q. Pay these taxes yourself personally, with your own money?—A. Yes, sir.

Q. There wasn't anyone in the booth with you when you marked your ballot, was there?—A. No, sir.

Q. You didn't assist in marking a ballot for anyone else that day?—A. No, sir.

(The witness produces a tax receipt dated Carbondale, Pa., January 14, 1902, including a county tax for the year 1900, signed William Passmore, collector.)

Q. What is your age?—A. 31.

(Witness also produces a tax receipt dated October 15, 1902, including a county tax for the year 1901, signed William Passmore, collector.)

PATRICK McDONNELL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 151 Gordon avenue.

Q. Are you keeping house there?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

- Q. How old are you?—A. Forty-nine last birthday.
 Q. Where were you born?—A. In the Fourth Ward, Carbondale.
 Q. You voted last November election in the Second district, Fourth Ward, for the office of Congressman, did you?—A. Yes, sir.
 Q. Let me see your tax receipts, please.—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. What time did you vote?—A. About 4 o'clock in the afternoon.
 Q. Did you pay this tax yourself with your own money?—A. They were paid in the house with my own money; the collector came to the house.
 Q. Who paid it?—A. My wife.
 Q. You own a property?—A. Yes, sir.
 Q. The title to that property is in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., September 14, 1901, to Patrick McDonald, including a county tax for the year 1901, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

TIMOTHY MCGOWAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. McGowan?—A. Pike street.
 Q. What number?—A. 279; that is, it was. I don't know whether it is changed lately or not.
 Q. Are you keeping house there?—A. No; staying with my father.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You were not out of the district working somewhere else, were you?—A. I was working some time up at the convent.
 Q. You were boarding there all the time with your parents?—A. I was staying with my father.
 Q. Where were you born?—A. Born at Equinock, Pa., Wayne County.
 Q. How old are you?—A. About 33, or something like that.
 Q. Did you mark your own ballot at the last November election?—A. I don't think I voted at all that day. I have been thinking about it since, and I can not recollect that I voted at all. I don't think I voted for either one of them.
 Q. You don't think you were at the polls that day?—A. No.
 Q. You live there in the Second district, Fourth Ward, don't you?—A. Third district, I guess—Battles.
 Q. You vote at Battles when you do vote?—A. Yes, sir; Second district.
 Q. You have no recollection of being at the polls at all last November?—A. No, sir.
 Q. Now, are you pretty positive about that?—A. Yes; I am more positive than I am of anything else. I am pretty sure I didn't vote for either one of them.
 Q. You are pretty sure you didn't vote at all that day?—A. No; I don't think I voted at all. I have been trying to look back, and I don't believe I was there at all.
 Q. Do you remember the last November election day distinctly?—A. Not distinctly, but I don't think I was there.
 Q. What makes you think you were not there; do you remember where you were that day?—A. This election past, when I heard about the contest, you know, when I heard about the contest, I said, "I guess it don't make much difference to me; I wasn't there, anyhow."
 Q. You remember when you first heard of the contest that you didn't vote that day?—A. Yes, sir.
 Q. You talked it over with people, did you?—A. Yes, sir.
 Q. What is your correct name?—A. Timothy McGowan.
 Q. Do you know another Timothy McGowan in that district?—A. No, sir.
 Q. You have lived there all your life, haven't you?—A. No, not all my life.
 Q. How long have you lived there?—A. I don't know exactly, probably fifteen or sixteen years.
 Q. Keeping house?—A. No; I stay with my father.
 Q. You know most all of the people in that district, don't you?—A. I believe I know them all.
 Q. You don't know of another Timothy McGowan in the district?—A. No, sir.
 Q. And you would be inclined to this, if some Timothy McGowan voted at that election that day it would be some one that voted in your name, would you?—A. Yes, I would be more inclined to think that than anything else.
 Q. And you are positive you didn't vote there?—A. I am pretty sure I didn't.
 Q. Have you a receipt for county taxes?—A. No, sir.

- Q. Have you paid any here in Carbondale—have you?—A. No, not lately.
 Q. You have not paid any within two years prior to November election last?—A. No.

PATRICK NOLAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, please?—A. No. 46 Locust street, off of Gordon avenue.
 Q. And are you boarding or keeping house there?—A. Well, there is no other one there but me to take care of the house. I am living with my mother.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Born there.
 Q. How old are you?—A. Thirty-three.
 Q. And you voted there in the Second district, Fourth Ward of Carbondale, for the office of Congressman last November?—A. Yes, sir.
 Q. Do you remember what time of the day?—A. Five o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked your ballot?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. Let me see your tax receipts, please. What is your occupation?—A. Miner.
 Q. And with what company are you employed?—A. Delaware and Hudson.
 Q. What breaker?—A. Powderly mines.
 Q. Do you remember when you paid this tax, Mr. Nolan?—A. I think that was in February, if I am not mistaken.
 Q. Did you pay it yourself?—A. Yes, sir.
 Q. To Mr. Passmore?—A. Yes, sir.
 Q. This memorandum on the back, which consists of the figures 4.99 and 38 cents added thereto, making a total of \$5.37, is where Mr. Passmore figured up the tax on the real estate, and you paid that tax of \$5.37 at the same time, did you?—A. Yes, sir. That was paid for John Nolan.
 Q. Did you ever see the assessor in your district to be assessed; were you ever assessed, so far as you know?—A. Why, yes; he used to come around there.
 Q. Do you remember what your valuation was?—A. No, sir; I didn't get any statement from him yet.
 Q. Do you recall whether John Nolan's occupation tax was included in this \$5.37?—A. I believe it is.
 Q. There was only one occupation tax included in that tax of \$5.37?—A. Yes, sir. (The witness produces a tax receipt dated Carbondale, Pa., 2, 9, 01, to Patrick Nolan, including a county tax of 35 cents, for the Fourth Ward, city of Carbondale, for the year 1900, signed Wm. Passmore, collector; also another tax receipt dated January 10, 1903.)

FRANK O'BYRNE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 222 Pike street.
 Q. Keeping house there?—A. Yes, sir.
 Q. And you were there all last summer, were you?—A. No, sir.
 Q. Where were you working last summer?—A. I was away for about seven weeks down York State during the strike.
 Q. What time did you get back?—A. I got back on the 29th day of July.
 Q. And from that time on you were living there in that ward and district all the time?—A. Yes, sir.
 Q. And you voted there for the office of Congressman last November?—A. Yes, sir.
 Q. Do you remember what time of day it was when you voted?—A. It must be between 5 and 6 o'clock.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.
 Q. Where were you born?—A. City of Carbondale.
 Q. And how old are you?—A. Thirty-seven.
 Q. Let me see your tax receipts.—A. I ain't got any.
 Q. What is your occupation?—A. Miner.
 Q. Where are you employed?—A. No. 1 shaft.
 Q. Of what company?—A. The Delaware and Hudson.
 Q. Was the last tax which you paid stopped by the paymaster of the company?—A. Yes, sir.

Q. Any taxes which you have paid have been paid in that way?—A. Yes, sir.

Q. Did you ever authorize the company to pay your taxes?—A. No, sir.

THOMAS MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Manion?—A. 144 Pike street.

Q. Keeping house or boarding?—A. Boarding.

Q. Were you boarding there all last summer?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Born back there.

Q. How old are you?—A. Twenty-nine.

Q. That is in the Second district, Fourth Ward?—A. Yes, sir.

Q. Did you mark your own ballot at the last November election?—A. Yes, sir.

Q. What time did you vote?—A. Afternoon; I don't remember rightly what time it was now.

Q. You voted at Battles, did you?—A. Yes.

Q. And for the office of Congressman?—A. Yes, sir.

Q. You didn't assist anyone in marking a ballot that day, did you?—A. No, sir.

Q. Let me see your tax receipt.—A. I haven't got any.

Q. You haven't paid any State or county tax, have you?—A. Yes, I paid them.

Q. Do you know who your tax collector is?—A. Yes, sir.

Q. Did you go to him to get a duplicate receipt?—A. I did, and he would not give me one. I asked him twice, and he wouldn't give me one.

Q. The reason he would not give it to you was because he didn't have it on his books, wasn't it—that is what he said, wasn't it?—A. No, sir.

Q. What did he say?—A. He said, "No, sir."

JOSEPH RAYNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 46 Franklin street.

Q. Keeping house there?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. You were not working out of the city anywhere at that time?—A. No, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. Twenty-eight.

Q. How old are you now?—A. Forty-two.

Q. Let me see your naturalization certificate. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Joseph Reynar, a native of Ireland, dated the 26th day of December, 1893, signed J. H. Thomas, clerk of the court of quarter sessions.)

Q. What is your occupation?—A. Miner.

Q. Let me see your tax receipts. Did you pay these taxes yourself?—A. Yes, sir.

Q. Did you pay them to Mr. Passmore personally?—A. I guess so.

Q. You know, don't you?—A. I don't know whether it was to him or to Davis. I know I paid them myself.

Q. You were subpoenaed to produce receipts for county taxes paid within two years prior to November the 4th, 1902—you had one of those printed notices?—A. No, sir.

Q. How did you come here to-day?—A. Oh, yes; I had a notice.

Q. That is the only tax receipt which you can find?—A. I have another tax receipt here [produces receipt].

Q. Did you pay this tax of March 1, 1901, to Mr. Passmore?—A. Yes, sir.

Q. Do you own a property?—A. Yes, sir.

Q. And the deed for that property is in your own name?—A. Yes.

Q. When did you get this receipt, on the date it bears, March 1, 1901?—A. Yes, sir.

(The witness produces a tax receipt dated March 1, 1901, to Joseph Raynor, including a county tax, for the year 1900, Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

MICHAEL SIRDIVAL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Pike street; 222.

Q. Keeping house there?—A. Yes, sir.

- Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Living there right along, all the time?—A. Yes, sir.
 Q. Every night?—A. Every night.
 Q. Where were you born?—A. City of Carbondale.
 Q. How old are you?—A. Forty-eight.
 Q. How long have you been living at that number?—A. Eleven years the 20th of last October.
 Q. And you voted there at Battles in the Second district, Fourth Ward, of Carbondale, last November for the office of Congressman?—A. Yes, sir.
 Q. What time of the day?—A. Between 5 and 6 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. Let me see your tax receipts.—A. That is the only one I have got [produces a receipt].
 Q. This is the only one you have?—A. That is the last date. I am kinder of the opinion I have 1891 paid, but I could not find the receipt.
 Q. You would not swear positively that you paid it?—A. No, sir; I would not.
 (The witness produces a tax receipt dated Carbondale, Pa., February 15, 1900, including a county tax for the year 1899, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. What is your occupation?—A. Miner.
 Q. And where are you employed?—A. Powderly mines.
 Q. You paid this yourself, personally?—A. Yes, sir; it was paid in the house by my wife.
 Q. You looked for other receipts, did you?—A. Yes; I did before I left home, but I could not find them.

HUGH TULLY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Tully?—A. 88 Powderly street.
 Q. Keeping house there?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. No, sir; from the 7th of June I was away until the 26th of July.
 Q. And from the 26th of July you were there all the time?—A. Yes, sir.
 Q. You are positive it was the 26th of July when you came back?—A. Yes, sir.
 Q. What fixes that date on your memory?—A. Because I was sick with typhoid fever, and I had to come back on that date.
 Q. Where were you born?—A. In England.
 Q. And what is the date of your birth?—A. The 19th of April.
 Q. What year?—A. 1866.
 Q. And what was the date when you landed in New York?—A. I could not tell you that.
 Q. How old were you when you came?—A. I must have been about 18 or 19, I guess.
 Q. You were over 18 years old?—A. Yes, sir.
 Q. You could not give us the date when you landed?—A. No, sir.
 Q. You could not give us the year?—A. I don't think I could; I don't remember it now.
 Q. How old are you now?—A. Past 37.
 Q. Do you remember about how long you have been in the country?—A. About eighteen or nineteen years, I guess.
 Q. Let me see your naturalization certificate.
 Q. This is your paper, is it?—A. Yes, sir.
 Q. You were present in court and sworn when you got this paper?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Hugh Tully, a native of England, dated the 2d day of October, 1891.)
 Q. Let me see your tax receipts.
 Q. What is your occupation?—A. Miner.
 Q. At the No. 1 mines of the Delaware and Hudson Company?—A. Yes, sir.
 Q. And your number was 209?—A. Yes, sir.
 Q. That is the number of your chamber?—A. Yes, sir.
 Q. These taxes were stopped out of your pay by the company?—A. Yes, sir.
 Q. The first knowledge you had of the payment of this tax was when the receipt was handed to you by the paymaster?—A. Yes; I wasn't home when he came around, and the next thing I knew of it it was stopped.

Q. You never authorized the company to pay this, of course; you didn't say anything to them about it, did you?—A. I didn't authorize them, but I knew it was due all right.

Q. You would rather pay your own, wouldn't you?—A. I would if I was there when he came around.

Q. You do pay your other bills yourself; the company don't stop your other bills?—A. No; no.

(The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1901, in the First and Third Ward of the city of Carbondale.)

Q. Did you ever live in the First or Third wards of the city of Carbondale?—A. No, sir.

Q. You voted at the last November election for the office of Congressman, did you?—A. Yes, sir.

Q. What time of the day; do you remember what time of the day it was?—A. About 4 o'clock.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

JAMES F. WALSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 198 Powderly street.

Q. And how long have you been living there?—A. Thirty years.

Q. Keeping house?—A. No; I am boarding.

Q. How long had you been boarding there?—A. Thirty years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Every night?—A. Yes, sir.

Q. Where were you born?—A. In Ireland.

Q. And how old were you when you came to this country?—A. Eight or nine years.

Q. How old are you now?—A. About thirty-eight.

Q. Let me see your naturalization certificate.—A. I ain't got them.

Q. What is your occupation?—A. Miner.

Q. And where are you employed?—A. Delaware and Hudson.

Q. What mines?—A. Powderly mines.

Q. Let me see your tax receipts?—A. I ain't got them; I could not find them this morning.

Q. Did you go to the collector to see if you could get a duplicate receipt?—A. No, I didn't.

Q. Do you know who the collector is?—A. Yes, sir.

Q. Are you able to swear positively that you had paid a State or county tax within two years prior to last November?—A. Yes, sir.

Q. Can you give us the date when you paid any such tax?—A. 1900, I could not say the date.

Q. Could you tell us about what time in 1900?—A. I could not.

Q. It would be some time prior to November, 1900, that you paid the 1900 tax?—

A. I would not say—they are generally stopped.

Q. That tax was stopped out of your pay by the company?—A. Yes.

Q. You don't remember from what pay it was stopped?—A. No, sir; I could not say.

Q. Your best judgment would be that it was some time in September for the 1900 taxes?—A. Probably.

Q. You never authorized the company to stop your taxes out of your pay?—A. No, sir.

Q. You would rather pay them yourself?—A. I don't know—they do stop them in the office sometime.

Q. You pay your other bills don't you?—A. Why, yes.

Q. They don't stop your other bills?—A. No.

Q. You voted for the office of Congressman?—A. No, sir.

Q. You are positive about that, are you?—A. I am sure.

Q. Didn't you vote a straight ticket?—A. Not quite.

Q. You didn't vote for any Congressman at all?—A. Yes, Socialist man.

Q. Do you remember who the Socialist candidate was?—A. Lamb, I believe his name was.

Q. You didn't mark a straight ticket—you didn't make a straight mark in the circle at the head of the column?—A. No.

MICHAEL WALSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 183 Pike street.
 Q. Boarding there?—A. Yes, sir.
 Q. With your parents?—A. No, sir; sister.
 Q. And how long have you been boarding there?—A. About nine years.
 Q. Were you there all last summer?—A. No, sir; I was away five months.
 Q. When did you get back?—A. Got back on the 18th of October.
 Q. Where were you when you were away?—A. York State.
 Q. Working?—A. Yes, sir.
 Q. You didn't pay board here when you were gone, did you?—A. Not here in the city; no, sir.
 Q. And you got back about the time the strike was over?—A. Back on the 18th of October.
 Q. Where were you born?—A. Winton borough, Pa.
 Q. How old are you?—A. Twenty-seven years, past.
 Q. You voted at the last November election for the office of Congressman, did you?—A. Yes, sir.
 Q. Voted up at Battles?—A. Yes, sir.
 Q. Do you remember what time of the day it was?—A. Between the hours of 4 and 5, I should judge.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. Did you make an affidavit and swear in your vote?—A. Yes, sir; I voted.
 Q. You didn't swear in your vote, did you?—A. No, sir; oh, no.
 Q. Let me see your tax receipts. What is your occupation?—A. Miner.
 Q. And where are you employed?—A. No. 1 shaft, D. and H. Company.
 Q. These are the only tax receipts which you can find?—A. That is all; yes, sir.
 Q. The only taxes, then, you can swear you paid positively, aren't they?—A. Oh, I know I have paid others, that have been stopped, but I could not bring the receipts.
 Q. These are the last taxes which you paid?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., May 10, 1900, to Mr. Michael Welsh, including a county tax for the year 1899, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

MARTIN WALSH, called by contestant, and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Pike street, 179.
 Q. Keeping house there?—A. No, sir; I am boarding.
 Q. How long have you been boarding there?—A. I have been boarding there about thirty years.
 Q. Board with some member of the family?—A. Board with my sister.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. You were not away somewhere working?—A. No, sir.
 Q. Where were you born?—A. Ireland.
 Q. How old were you when you came to this country?—A. About 15 years.
 Q. Do you remember the date of your birth?—A. No, sir; I don't.
 Q. Do you remember the date when you landed?—A. No, sir; I don't.
 Q. Why do you say you were about 15 or 16 then, when you came here?—A. I heard talk about it.
 Q. Have you with you a certificate of naturalization, issued to yourself?—A. Yes, sir.
 Q. Let me see it, please.—A. Yes, sir.
 Q. Were you present in court and sworn when you received this?—A. Yes, sir.
 Q. When was it you lived in Luzerne County?—A. Down there about thirty-five years ago.
 Q. How old are you now?—A. About 50, I should think.
 Q. And this certificate was issued to you down in Luzerne County, before you moved to Carbondale?—A. No, sir; I was down there visiting.
 Q. What?—A. I worked down there.
 Q. When did you work down there?—A. When I was young.
 Q. That is prior to the thirty odd years you lived up here you said?—A. Yes, sir.
 (The witness produces a certificate of naturalization, issued out of the court of common pleas of Luzerne County, to Martin Walsh, a native of Ireland, dated the 9th day of October, 1868, signed M. J. Chilton, prothonotary.)

- Q. Let me see your tax receipts. What is your occupation?—A. Laborer.
 Q. Weren't you a fireman?—A. No, sir; not now.
 Q. You were when this receipt was issued?—A. Yes, sir.
 Q. At the No. 1 shaft, Delaware and Hudson Company?—A. Yes, sir.
 Q. And this tax was paid by the company?—A. Yes, sir.
 Q. Handed to you with your pay?—A. Yes, sir.
 Q. Did you ever have any conversation with the company prior to the time you received this receipt about paying your taxes for you?—A. No, sir.
 Q. You would rather pay your own taxes, wouldn't you?—A. Yes, sir; I would rather, if I had the chance.
 Q. And with your own money, wouldn't you?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, to Mr. Martin Walsh, including a county tax for the year 1901, in the First and Third Wards, city of Carbondale, signed Wm. Passmore, collector.)
 Q. You never lived in the First or Third Wards, did you?—A. No, sir.
 Q. I think you told us you voted at Battles last November?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. You voted for the office of Congressman, did you?—A. Yes.
 Q. And you didn't assist in marking a ballot for anyone else that day?—A. No, sir.

PATRICK F. WALSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Walsh?—A. 134 Gordon avenue.
 Q. And are you keeping house there?—A. Yes, sir.
 Q. Your family is there, is it?—A. Mother and sister are there.
 Q. Were you there living with them all last summer?—A. Living there ever since I was born.
 Q. Born there in the district, were you?—A. Yes, sir.
 Q. You voted last November at Battles for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what time of the day?—A. Between 4 and 7 o'clock; I could not tell you exactly.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. Yes, sir.
 Q. Who did you assist?—A. Martin Walsh.
 Q. How did you come to assist him?—A. He called me in.
 Q. What did you or Mr. Martin Walsh say to the election board about going in with him?—A. He asked permission if he could have me.
 Q. And that was all that was said—just asked them if you could go in with him?—A. That is all that was said.
 Q. Then he received a ballot and went in with you?—A. He received the ballot and deposited his own ballot.
 Q. Who marked the ballot, you or he?—A. I marked the ballot.
 Q. Did he show you where he wanted it marked?—A. He told me how he wanted to mark it.
 Q. Let me see your tax receipts. Did you pay these yourself, with your own money?—A. Yes, sir.
 Q. You own a property, do you?—A. Yes, sir.
 Q. Title to that property in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., August 15, 1901, including a county tax for the year 1900 in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. Was that the Martin Walsh who was just on the stand that you assisted?—A. Yes, sir; that is the man.

PETER O'NEILL, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. It is Battle avenue.
 Q. Is there any number?—A. No. 25.
 Q. Keeping house there, are you?—A. Yes, sir; I ought to be—I raised a family there.
 Q. You were living there all last summer were you?—A. Well, I am there about thirty-three years. I didn't leave town at all last summer; I had a meal there every day, or I guess three.

- Q. Where were you born?—A. In the ward I voted in.
 Q. In the Second district of the Fourth Ward?—A. Yes, sir.
 Q. And you voted there at Battles for the office of Congressman last November?—
 A. Yes, sir.
 Q. Do you remember what time of the day it was?—A. Well, it was probably about
 4 o'clock, or 5.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. And did you assist in marking a ballot for anyone that day?—A. No, sir.
 Q. Let me see your tax receipts, please. What is your occupation?—A. Miner.
 Q. These taxes were both stopped out of your pay at the same time by the com-
 pany?—A. Yes, sir.
 Q. Your number is 101?—A. Yes, sir.
 Q. And at what mine?—A. No. 1 mine.
 Q. Of the Delaware and Hudson Company?—A. Yes, sir.
 Q. You never had any conversation with the company about stopping your taxes?—
 A. No; I never bothered my head.
 Q. You never authorized them to stop them, did you?—A. No; but they stopped
 them. What's the use? Tax collector, I guess, is too lazy to get around.
 (The witness produces two tax receipts, each dated December 16, 1901, one for
 county tax for the year 1900, signed Wm. Passmore, collector, and the other for a
 county tax for the year 1901, signed Wm. Passmore, collector. Memorandum
 indorsed on each receipt as follows: "Miner No. 1 and 3.")
 Q. That 1 and 3 refers to what, Mr. O'Neill—that is the number of the mine at
 which you worked?—A. Yes, sir; No. 1 and 3. It is No. 1 now—No. 3 is idle now.

NORMAN MASON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. No. 9 Franklin street.
 Q. Boarding there?—A. Yes, sir.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. That is in the First district, Fourth Ward, is it?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. Do you remember what time of the day it was?—A. I should think it was
 about half past 5.
 Q. How long had you been there at the polls that day before you voted?—A. I
 just come; I was on my way to work and I stopped.
 Q. You didn't assist in marking a ballot for anyone else that day?—A. I wasn't
 assisted.
 Q. I say, did you assist anyone in marking a ballot; did you?—A. No, sir.
 Q. And you marked your own ballot?—A. Yes, sir.
 Q. Was there anyone in the booth with you when you were marking yours?—A.
 No, sir.
 Q. Where were you born?—A. Towanda, Pa.
 Q. And how old are you?—A. Twenty-eight.
 Q. Let me see your tax receipt?—A. I haven't any, sir.
 Q. You can not swear positively you paid a State or county tax within two years
 prior to November 4, 1902?—A. I wasn't here, I don't think, at the time the tax was
 collected; I am only here about eighteen months.
 Q. Then you haven't paid any such taxes?—A. No, sir.

WILLIAM SURDOVEL, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 222 Pike street.
 Q. Boarding?—A. Yes, sir; with my father.
 Q. Were you there in the district all last summer?—A. Yes, sir.
 Q. Boarding there right along all the time?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Twenty-three.
 Q. What is the date of your birth?—A. 1879.
 Q. What month and day?—A. March 29.
 Q. You voted at Battles for the office of Congressman last November, did you?—
 A. Yes, sir.
 Q. That is in the Second district, Fourth Ward?—A. Yes, sir.
 Q. Do you remember what time of the day?—A. About 7 o'clock or a little before 7.

- Q. Just before they closed?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked your ballot?—A. No, sir.
 Q. Did you assist another in marking a ballot?—A. No, sir.
 Q. Let me see your tax receipts.—A. I haven't got any.
 Q. Never paid any?—A. No, sir; I wasn't assessed last year, and I never paid any taxes, only the city taxes.

PATRICK McHUGH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Powderly street, 127.
 Q. And you were living there all last summer, were you?—A. Yes; living there about twenty-six years.
 Q. Where were you born?—A. Wayne County.
 Q. Pennsylvania?—A. Yes, sir.
 Q. Are you able to swear you paid a State or county tax within two years prior to November 4, 1902?—A. I always do pay them, but our house burned a year ago and I could not find any receipts now.
 Q. You paid them all, up to that time, have you?—A. Yes; always.
 Q. Do you know who your collector is?—A. I think they have a new collector now in there for the last year. Passmore was the collector there.
 Q. You paid taxes to Passmore, have you?—A. Yes, sir; but I have no tax receipts to show now; all my taxes are burned up; our house was burned down a year ago this month.
 Q. And your 1901 tax receipt would have been burned up at that time?—A. Yes, sir. The house was burned down the 1st of February, 1902.
 Q. You had paid your county taxes for the year to Passmore, you think?—A. I am pretty sure I did.
 Q. That is in the Second district of the Fourth Ward?—A. Yes, sir.
 Q. You voted there at Battles last November, did you?—A. Yes, sir.
 Q. Made an affidavit as to your vote—did you swear in your vote?—A. No, sir.
 Q. How old are you?—A. Thirty-four next June—born in 1869.

PATRICK MURPHY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 259 Pike street.
 Q. Boarding there or keeping house?—A. Boarding.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You were not working out of that place?—A. No; I work down in Scranton all the time, and live up here.
 Q. How old are you?—A. Thirty-nine.
 Q. Where were born?—A. Yonkers, New York State.
 Q. And you voted last November in the Second district, Fourth Ward, of Carbondale, for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. No.
 Q. Did you assist anyone in marking their ballot that day?—A. No.
 Q. Let me see your tax receipt.—A. That is the only one I could find; they generally pay them in the house for me.
 Q. You paid this yourself, personally, did you?—A. No, my mother pays it and I give it to her, and she gives me the tax receipts.
 (The witness produces a tax receipt dated Carbondale, Pa., September 13, 1901, to Patrick Murphy, including a county tax for the year 1900 in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)

NAPOLEON J. GRENNEN, called by contestant and sworn.

Direct-examination by Mr. OLVER:

- Q. What is your street and number?—A. Belmont street, No. 118.
 Q. That is in the First district, Sixth Ward?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—A. I did, and I was on the board.
 Q. What was your position on the board?—A. Inspector.
 Q. Minority or majority inspector?—A. Minority.
 Q. Who was your judge?—A. Dave Watson.
 Q. Who was the majority inspector?—A. I think his name is John Connell.
 Q. And do you remember who your clerk was?—A. Yes, sir; John Dean.
 Q. And who was Connell's clerk?—A. Robert Beers.
 Q. What time did you organize the board there that day?—A. Seven o'clock.

- Q. All there at 7 were you?—A. Now, don't ask me that—
- Q. What time of day was it when you voted?—A. How do you suppose I am supposed to know what time of the day I voted?
- Q. Tell us what time you voted, now.—A. How can I tell you what time I voted?
- Q. Do you remember whether it was in the forenoon or in the afternoon?—A. I think it was in the forenoon.
- Q. How long have you been living in that district?—A. Yes.
- Q. Are you keeping house?—A. I am supposed to; I am the father of eleven children, and I ought to be keeping house.
- Q. Where were you born?—A. I was born in York State.
- Q. Do you remember the date?—A. Yes, sir; September 9, 1857.
- Q. Let me see your tax receipt.—A. What tax receipts do you want?
- Q. County tax receipts?—A. My God, have you an idea that a man like me that owns property ain't got tax receipts?
- Q. You were subpoenaed, and had one of those printed forms of subpoena served on you requiring you to produce your tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you?—A. I never read it over.
- Q. These are the only receipts you found around the house?—A. Oh, no; I can find lots more. My God, I can find them for the last—
- Q. You can find tax receipts for a long time prior to April 24, 1900?—A. Oh, yes.
- Q. You can not find any tax receipts between April 24, 1900, and November 4, 1902, can you?—A. Oh, yes; I am sure I can.
- Q. One is tax for 1900 and one for 1902; now have you paid— A. I can find them, but it was ignorance when I brought these.
- Q. Have you paid—if you paid the 1901 tax, and 1900 tax, you could not find another receipt for taxes between those dates for those years?—A. Oh, no; but I can find 1900 tax. I can find everything right along, but I thought that 1901 would do.
- Q. It is the 1901 tax you claim the right to vote on Mr. Grennen, isn't it?—A. Why, no; I don't claim the right to vote on that, I claim the right to vote on 1900 tax—why no, not at all, sir.
- (The witness produces a tax receipt dated October 14, 1902, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector. Also tax receipt dated April 24, 1900, including a county tax for the year 1899, in the Sixth Ward, city of Carbondale, signed William Passmore, collector.)
- Q. You marked your own ballot of course?—A. Yes.
- Q. And you voted for Congressman?—A. Yes.

JOHN McANDREW, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Battle avenue; No. 30.
- Q. Are you keeping house?—A. Yes, sir.
- A. And you were there all last summer, were you?—A. During the strike—pretty near.
- Q. What time were you out of the district?—A. During the strike.
- Q. What time did you get back?—A. A few days before the strike was over.
- Q. Where were you when you were away?—A. Potter County.
- Q. Working out there?—A. Yes, sir.
- Q. In the lumber woods?—A. No, sir.
- Q. Where were you born?—A. Carbondale.
- Q. How old are you?—A. About 38.
- Q. Can you tell us just what time you got back—what month?—A. It was just before they started to work.
- Q. Do you remember what day you started to work?—A. No; I don't remember.
- Q. You voted up there in the Second district, Fourth Ward of Carbondale, for the office of Congressman, did you?—A. Yes, sir.
- Q. Do you remember what time it was when you voted?—A. About 5 o'clock.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the booth with you when you voted?—A. No, sir.
- Q. Did you assist anyone in marking a ballot that day?—A. No, sir.
- Q. Let me see your tax receipts.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Your vote was not challenged by anyone, was it?—A. No, sir.
- Q. Did you pay the tax represented by this receipt, personally?—A. Yes, sir.
- Q. And from your own money?—A. Sure.
- (The witness produces a tax receipt dated Carbondale, Pa., April 10, 1902, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

PATRICK McDONNELL, called by contestant and sworn

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Franklin street, now; No. 22.
 Q. Keeping house there?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Ireland.
 Q. And how old were you when you came to this country?—A. I think about 13 or 14 years old.
 Q. Do you remember the date of your birth?—A. Well, I could not exactly give that, but I know I was born in 1856.
 Q. What month?—A. In the month of April; I know that.
 Q. What was the date when you landed in this country?—A. I could not tell you that.
 Q. Do you remember the year?—A. I don't remember the year.
 Q. How old are you now?—A. Well, I should think about 44.
 Q. And you voted last November in the Second district, Fourth Ward of Carbondale, for the office of Congressman?—A. I surely did.
 Q. What time of the day was it?—A. About 5 o'clock, as near as I can tell.
 Q. You had no assistance in marking your ballot, did you?—A. No, sir; never needed any.
 Q. And you didn't assist anybody else in marking a ballot that day?—A. No, sir; I didn't stop there three minutes at that polls; I wasn't much interested.
 Q. Have you a certificate of naturalization with you which was issued to yourself?—A. Yes, sir.
 Q. Let me see it, please.
 Q. Were you present in court and sworn when you received this?—A. I was; sure.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Patrick McDonald, a native of Ireland, dated the 2d day of October, 1891.)
 Q. Let me see your tax receipts, please.
 Q. You paid these taxes yourself, did you?—A. I did, sure; because you have to pay Mr. Passmore, or else he will board in the house with you.
 Q. You own a property there?—A. Yes, sir; I own a property there.
 Q. The deed is in your name?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., October 8, 1901, for county taxes for the year 1900 in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

ANTHONY WALSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Walsh?—A. Powderly road; No. 128.
 Q. How long have you been living there?—A. About thirteen years.
 Q. There all during last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old were you when you came to this country?—A. About 20.
 Q. And how old are you now?—A. Forty-one.
 Q. Let me see your naturalization certificate.
 Q. This certificate was issued to you, was it?—A. Yes, sir.
 Q. And you were present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County to Anthony Walsh, a native of Ireland, dated the 2d day of October, 1888.)
 Q. That was before you moved up here?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. You had one of those printed forms of subpoena served on you requiring you to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you, Mr. Walsh?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., December 12, 1902, including a county tax, for the year 1902, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. What time of the day did you vote for the office of Congressman last November—what time of day was it?—A. About 2 o'clock.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. You didn't assist anyone in voting that day?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir; I didn't swear in my vote.

THOMAS McHUGH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. McHugh?—A. Carbondale.

Q. How old are you?—A. Twenty-six years.

Q. How long have you lived in the Second district, Fourth Ward?—A. I was born and live there all the while.

Q. Let me see your tax receipts.

(The witness produces a tax receipt dated December 16, 1901, including a county tax, for the year 1901, in the ——— Ward, city of Carbondale, signed Wm. Passmore, collector.)

Now, 12.20, hearing adjourned to meet at 1 o'clock.

Now, 1 o'clock p. m., hearing is resumed.

JAMES McDONOUGH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number—where do you live?—A. I live now on Delaware street, and used to live at 30 Gordon avenue.

Q. What is your number on Delaware street now?—A. There is no number; it is a company house, along the railroad there.

Q. And last November you were living on Gordon street, were you?—A. No, sir; I live there two years the 13th of this month.

Q. Where did you vote last November—at Battles'?—A. Yes, sir.

Q. Second district, Fourth Ward?—A. Yes, sir; that is where I have been voting the last thirty years.

Q. You were not out of the district any time last summer?—A. No, sir.

Q. Keeping house?—A. My family is there.

Q. Where were you born?—A. Born in Philadelphia.

Q. How old are you?—A. I was born in 1835—June, 1835.

Q. Did you mark your own ballot at the last November election?—A. Yes, sir.

Q. You didn't go into the stall with anyone else that day to mark a ballot, did you?—A. No, sir.

Q. What time of the day did you vote?—A. Between 4 and 5 o'clock.

Q. You voted for the office of Congressman, did you?—A. What?

Q. You voted for all the offices to be voted for at that last November election?—A. Yes, sir; I voted the full ticket.

Q. Let me see your tax receipts.

Q. You are a miner, are you, at the No. 1 mines, Delaware and Hudson?—A. Yes; my taxes were stopped there.

Q. And your number was 207?—A. Yes, sir.

Q. The only knowledge the company was to pay this tax for you was when you got this receipt from the paymaster?—A. Yes.

Q. You never authorized the company to pay your taxes?—A. Why, no; we are able to pay them ourselves, but before we get notified they put the taxes in.

Q. And that is the way it was with this tax?—A. Yes, sir.

(The witness produces a tax receipt dated December 16, 1901, to Mr. James McDonough, including a county tax, for the year 1901, in the ——— Ward, city of Carbondale, signed Wm. Passmore, collector, with the following memorandum indorsed thereon: "Miner No. 207, No. 1 mines.")

JOHN TULLY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Tully?—A. Powderly street, No. 90.

Q. How long have you been living there?—A. Nine years.

Q. There all last summer, were you?—A. Yes, sir.

Q. You were not working out of the district any place?—A. No.

Q. How old are you?—A. Thirty-nine years old.

Q. Where were you born?—A. England.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. How old were you when you came to this country?—A. A little over 18.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to John Tully, a native of England, dated the 2d day of October, 1891; J. H. Thomas, clerk of the court of quarter sessions.)

Q. Let me see your tax receipts.—A. I haven't got any State or county tax.

- Q. You haven't paid any, have you?—A. No, sir; I guess not.
 Q. Did you vote in the Second district, Fourth Ward, last November, for the office of Congressman?—A. Yes, sir.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. You marked nobody else's?—A. No, sir.

WILLIAM MURRAY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Murray?—A. Battle avenue, No. 14.
 Q. And that is in the Second district, Fourth Ward, is it?—A. Yes, sir.
 Q. You voted last November up at Battles for the office of Congressman, did you?—
 A. I put in a ticket; I would not say whether Congress was on or not. I put in a full ticket, anyway.
 Q. You calculated to vote for all the offices that were to be elected that day?—A. Yes; that is right.
 Q. Do you remember what time of day it was when you voted?—A. I could not tell, really, now.
 Q. Forenoon or afternoon?—A. Could not tell.
 Q. Were you there at the polls all day, pretty much?—A. No; I live only a short distance away.
 Q. How long have you been living in that district?—A. You might say all my lifetime. I was born in that district, I guess.
 Q. You were not away last summer anywhere?—A. No; I was home all the time.
 Q. How old are you?—A. About 56.
 Q. You say you were born there in the Second district?—A. Yes, sir.
 Q. Let me see your tax receipt.
 Q. Can you tell us when you paid this tax to Mr. Passmore?—A. I believe the date is on there.
 Q. Now, Mr. Murray, there has been a lot of trouble with these receipts. The trouble is the tax collector seems to date them with a stamp, and then goes out with them in his pocket and carries them around until he meets a fellow and pulls out the receipt and hands it to him, and the date does not show the date the tax was paid; can you remember?—A. I think the date is correct in this instance. At the time I paid that I was custodian of the Catholic cemetery, and he generally came through there and I paid it.
 Q. You think you paid it in August, did you?—A. Yes, sir; I think that is correct.
 Q. Do you own a property?—A. Yes, sir.
 Q. Title to that property is in your own name, is it?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., August 1, 1902, to Mr. William Murray, including a county tax for the year 1901, in the Fourth Ward of the city of Carbondale, signed Wm. Passmore, collector.)
 Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.
 Q. And you didn't assist anyone in marking a ballot that day?—A. No, sir.

JOSEPH MULLOSKY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Gordon avenue, No. 27.
 Q. Boarding there?—A. Living there.
 Q. With your parents?—A. Yes, sir.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You were not working elsewhere at all last summer?—A. No; not at all.
 Q. And you voted there in the Second district, Fourth Ward, city of Carbondale, for the office of Congressman, last November, did you?—A. Yes, sir.
 Q. What time of the day?—A. About 6 o'clock in the evening.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you make an affidavit?—A. Yes, sir.
 Q. Who was your witness?—A. There was none there.
 Q. Did you swear in your vote—that is what I mean?—A. No; I didn't swear my vote in.
 Q. Where were you born?—A. Shenandoah, Pa.
 Q. What was the date of your birth?—A. November 15.
 Q. What year?—A. In 1878.
 Q. Let me see your tax receipts.—A. I have no tax receipts.
 Q. Consequently you can not swear positively you paid a State or county tax, can you?—A. No, sir.

Q. And you know as a matter of fact that you have not?—A. That is a fact—that I didn't pay them.

Q. Do you mind telling us who you voted for last November for Congress?—A. No, I have no objection to telling. I voted for George Howell.

JOHN B. WALSH, called and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Walsh?—A. 198 Powderly street.

Q. How long have you been living there?—A. Well, for thirty years.

Q. There all last summer, were you?—A. Yes, sir.

Q. That is in the Second district, Fourth Ward, Carbondale?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—

A. Yes, sir.

Q. Do you remember what time of the day?—A. I presume it might be along about 1 o'clock.

Q. Where were you born?—A. Right in this old city.

Q. How old are you?—A. About 35.

Q. Let me see your tax receipts, please.—A. They are quite aged.

Q. I suppose you marked your own ballot at that election?—A. Sure.

Q. Anyone in the booth with you when you did it?—A. No.

Q. Did you assist someone else in marking a ballot that day?—A. Yes, sir.

Q. You own a property, do you, Mr. Walsh?—A. Yes, sir.

Q. Title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., December 3, 1901, Mr. John Walsh, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. You paid this yourself, did you?—A. No, not directly.

Q. Who paid it?—A. My wife.

Q. And when you came home she handed you the receipt, did she?—A. It didn't make any difference; it was right there, anyhow.

Q. Did you know you had it there in the house until a few days ago?—A. Oh, yes—if I didn't, the tax collector did.

Q. I don't consider that you would consider it necessary to authorize your wife to pay your taxes for you?—A. Well, it makes it more handy for the tax collector when he comes around—that is the only difference.

Q. You have other tax receipts, I presume, within two years, have you?—A. Oh, yes.

Q. Who did you assist in marking a ballot?—A. Mr. Barnicott.

Q. What was the matter with Mr. Barnicott?—A. I guess he could not read or write, as far as I understand.

Q. Did you hear him state that to the election board?—A. I did.

Q. What did he say to them?—A. Why he simply told them that he could not read or write, and I guess the board couldn't understand him at that price, because they were not very well on to his tongue—he has a little impediment in his speech.

Q. Did he ask you to mark the ballot for him?—A. Yes, sir.

Q. You had the pencil and marked his ballot?—A. Yes, sir, through his dictation.

Q. You didn't try to show him by sample ballot how to mark it himself?—A. Oh, no.

Q. You didn't ask him any questions, whether he could do that?—A. No, sir—I am not one of those ward heelers.

PATRICK MURRAY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 27 Gordon avenue.

Q. Keeping house there?—A. No, I board there with my parents.

Q. How long have you been living there?—A. All my lifetime.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. You were not out working anywhere?—A. No; I didn't work anywhere during the strike.

Q. Where were you born?—A. Right there on Gordon avenue.

Q. How old are you?—A. Twenty-six.

Q. You voted last November in the Second district, Fourth Ward, city of Carbondale, for the office of Congressman, did you?—A. Yes.

Q. What time of the day?—A. I don't just remember now; some time in the evening.

- Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did anyone assist you in marking your ballot?—A. No, sir.
 Q. Did you assist anybody else in marking a ballot?—A. No, sir.
 Q. Let me see your tax receipts.—A. I haven't got any.
 Q. Consequently you can not swear that you paid any?—A. No, sir.
 Q. What is your best judgment on that?—A. I could not say—I looked for my tax receipts, but I have no positive recollection of paying any.

THOMAS B. MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Powderly street, 230.
 Q. Boarding or keeping house?—A. Keeping house.
 Q. That is your family residence, is it?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. How long have you been living there?—A. I have been living there all my lifetime.
 Q. How long have you been keeping house there at that number?—A. Three years.
 Q. During that time you have been there continuously, have you?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty years.
 Q. You voted in the Second district, Fourth Ward of the city of Carbondale for the office of Congressman, last November, did you?—A. Yes, sir.
 Q. Do you remember what hour of the day?—A. Between 3 and 4.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.
 Q. Let me see your tax receipts.—A. That is one thing I am lacking—I could not find my tax receipts, wherever it went to.
 Q. Do you know who your tax collector is?—A. I was looking for him down the street, but I could not see him.
 Q. You know who he is, don't you?—A. Yes, sir.
 Q. What is your occupation?—A. Miner.
 Q. Where are you employed?—A. D. & H. Powderly mines.

PATRICK NEWCOMB, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Newcomb?—A. Gordon avenue, No. 131.
 Q. How long have you been living there?—A. Six years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty-two.
 Q. Let me see your tax receipts. Are these your receipts?—A. Yes, sir.
 Q. You are employed at the Powderly mines?—A. Yes, sir.
 Q. Your number is 24?—A. Yes, sir.
 Q. These taxes—the receipts were handed to you by the paymaster when you drew your pay?—A. Yes, sir.
 Q. That was the first thing you knew about the company paying your taxes?—A. Oh, no; they often stop them from me.
 Q. You never authorized them to stop them?—A. Oh, no.
 Q. You would rather pay your own bills, wouldn't you?—A. Oh, yes.
 Q. You pay your other bills, don't you?—A. Yes, sir.

(The witness produces two tax receipts both dated December 16, 1901, the first being a county tax for the year 1900, in the ——— Ward, city of Carbondale, signed Wm. Passmore, collector, and the second being for county tax for the year 1901 in the ——— Ward of Carbondale, signed Wm. Passmore, collector, indorsed "Miner No. 24, Powderly mines.")

Q. You voted in the Second district, Fourth Ward of the city of Carbondale, for the office of Congressman?—A. Yes, sir.

- Q. You marked your own ballot?—A. Yes, sir.
 Q. No one in the booth with you when you marked it?—A. No, sir.
 Q. Assist in marking a ballot for anyone else that day?—A. No, sir.

Now, 3.50 p. m., adjourned to meet at 9 a. m. to-morrow morning, February 7, 1903.

JOHN TAYLOR,
 Commissioner.

Now, Saturday, February 7, 1903, pursuant to last adjournment, hearing of evidence is resumed, at 9 a. m. before John Taylor, commissioner, sitting at Carbondale. Counsel present for contestant, C. E. Olver, esq.; no appearance for respondent.

JAMES BURNS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Belmont street, No. 189.
 Q. And that is in the First district of the Sixth Ward of Carbondale?—A. Yes, sir.
 Q. How long have you lived there?—A. I am there somewhere about fourteen—between fourteen and fifteen years.
 Q. Keeping house?—A. Yes, sir.
 Q. You were there continuously all last summer?—A. All the time, yea.
 Q. Where were you born?—A. I was born in Ireland.
 Q. How old were you when you came to this country?—A. I guess about 30 years of age, or something, maybe less.
 Q. How old are you now?—A. The other side of 60, I guess.
 Q. You voted last November election for the office of Congressman, did you, in that ward and district?—A. Yes, I voted.
 Q. Do you remember what time of day it was?—A. Indeed, I don't.
 Q. Forenoon or afternoon?—A. I guess it must be in the afternoon.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else?—A. No, sir.
 Q. You didn't swear in your vote, did you?—A. No, sir.
 Q. Let me see your naturalization paper. Is this your paper?—A. Yes, sir; that is my paper.
 Q. You were present in court and sworn when you received it, were you?—A. Yes, sir.
 Q. You were living in Carbon County at that time?—A. Yes, sir.
 Q. That was before you moved to Carbondale?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Carbon County to James Burns, a native of Ireland, dated the 30th of September, 1872.)
 Q. Let me see your tax receipts, please. When did you pay this tax to Mr. Passmore?—A. Why, his duplicate wasn't dated for a month or so when I paid that. I don't recollect what time I paid it.
 Q. You paid it yourself, did you?—A. I paid them myself.
 Q. Do you think it was April 2 you paid them last year?—A. I could not tell you, sir.
 Q. You own a property there, do you?—A. Yes, sir.
 Q. The title to that property is in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated April 2, 1902, including a county tax for the year 1901 in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. What is your exact age?—A. I could not give it to you. Well, you can say 62 anyhow, or 63, I don't know which.
 Q. Which is it, now?—A. Well, put it down the higher.
 Q. That is the nearest you can come to answering that question?—A. That is the nearest.
 Q. What year were you born in, do you remember that?—A. No.
 Q. No idea about that?—A. No, sir.

MICHAEL BROCK, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Brock?—A. I live on Spencer street. I don't know exactly the number.
 Q. About where is it on Spencer street?—A. Somewhere between 150 and 160, I think.
 Q. Near what place on Spencer street—can not you locate it for us?—A. On the corner of Spencer street and Reynolds street, or Reynolds avenue.
 Q. And that is in the First district, Sixth Ward, is it?—A. Yes, sir.
 Q. And you voted up there last November election for the office of Congressman, did you?—A. I certainly did.
 Q. Do you remember what time of day it was?—A. Somewhere between 5 and 6 in the evening.

- Q. How long have you been living there?—A. I have been living there about a year and a half, or a little over.
- Q. Can you give us the date when you moved in there?—A. April 3, 1901.
- Q. Living there all the time since?—A. Yes.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. Where were you born?—A. Carbondale.
- Q. How old are you?—A. Forty-one.
- Q. Did you mark your own ballot at the last election?—A. Yes.
- Q. Anyone in the booth with you when you voted?—A. No, sir.
- Q. Assist in marking a ballot for anyone else that day, did you?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Let me see your tax receipts.—A. I can not find them.
- Q. You were subpoenaed to produce tax receipts here; you had one of those printed forms of subpoena served upon you?—A. Yes.
- Q. You knew you could get a duplicate by going to the collector?—A. I didn't bother about it.

W. S. WAGNER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Wagner?—A. Belmont street, No. 153.
- Q. That is in the First district, Sixth Ward?—A. Yes, sir.
- Q. How long have you been living there?—A. Fourteen years last October.
- Q. There all last summer, were you?—A. Yes, sir.
- Q. Keeping house?—A. Yes, sir.
- Q. Where were you born?—A. Wayne County.
- Q. Pennsylvania?—A. Yes, sir.
- Q. And how old are you?—A. I was born in 1862, October 17; 40 years old last October.
- Q. You voted up there for the office of Congressman last November, did you?—A. Yes, sir.
- Q. Do you remember what time of the day?—A. Oh, half past 5, I guess, on my way to work.
- Q. You were working nights?—A. Yes, sir.
- Q. Let me see your tax receipts, please.
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Anyone in the booth with you when you marked it?—A. No, sir.
- Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
- Q. What is your occupation?—A. Foreman at the roundhouse.
- Q. For the Delaware and Hudson Company?—A. Yes, sir.
- Q. Did you pay these taxes yourself to Mr. Passmore?—A. Yes, sir.
- (The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector. Also tax receipt dated January 17, 1901, including a county tax for the year 1900, in the Sixth Ward, city of Scranton, signed Wm. Passmore, collector.)
- Q. You didn't make an affidavit or swear in your vote, did you?—A. No, sir.

JOHN OHAMOCK, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 104 Cemetery street.
- Q. That is in the First district, Sixth Ward?—A. Yes, sir.
- Q. And how long have you been living there?—A. Four years.
- Q. All the time?—A. Yes, sir.
- Q. Keeping house?—A. Yes, sir.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. Where were you born?—A. City of New York.
- Q. How old are you?—A. Thirty-four years old.
- Q. You voted there for the office of Congressman last November?—A. Yes, sir.
- Q. What hour of the day?—A. Between the hours of 6 and 7.
- Q. On your way home from work?—A. Yes, sir.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the booth with you when you voted?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
- Q. Did you pay these taxes yourself to Mr. Passmore?—A. Yes, sir.
- Q. And on the dates that these receipts are dated?—A. Yes, sir.

Q. You are sure of that, are you?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., October 17, 1901, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector. Also tax receipt dated January 15, 1901, including a county tax for the year 1900 in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

JOHN ROBINSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Cherry avenue, No. 16, they changed it to; it used to be No. 5.

Q. And that is in the First district, Sixth Ward?—A. Yes, sir.

Q. And how long had you lived there?—A. I am living there going on eight years.

Q. There all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. 47.

Q. You voted last November for the office of Congressman, did you?—A. Yes, sir; I did.

Q. What hour of the day?—A. Well, between 6 and 7 o'clock.

Q. Did you mark your own ballot at that election?—A. I did, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipt, please. You paid these taxes yourself personally, except one, which was collected at the house?—A. Yes, sir.

(The witness produces tax receipts as follows: First, dated Carbondale, Pa., September 27, 1900, including a county tax for the year 1900, ——— Ward, city of Carbondale, signed William Passmore, collector; another, dated Carbondale, Pa., September 17, 1901, including a county tax for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector; another, dated Carbondale, Pa., "O" 28, 1902, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. You are the only John Robinson that you know of in that district, are you?—A. That is all; yes, sir.

Q. What is your occupation?—A. Carpenter.

Q. You didn't pay two taxes for the year 1900, did you, Mr. Robinson?—A. Paid one and my wife paid the other; he came to me for one and to my wife at the house for the other.

Q. For the same year?—A. Yes; I told him about it, when I paid this one here on the street, and he said it wasn't so; I have carried them, that is why they are so dirty.

Q. How does it happen, Mr. Robinson, your occupation was carpenter, that your valuation and amount of your tax was different for the same year?—A. That is something I can not understand, sir.

Q. You don't own a property there, do you?—A. No, sir; I rent.

Q. Did you see the assessor personally when you were assessed for this tax?—A. No, sir; I didn't.

Q. You don't know anything about the assessment?—A. No, sir.

Q. Which was paid first, the tax paid by your wife, or the one paid by you?—A. Well, I think the one that was paid by me was paid September 17, 1900, I ain't really sure now, and the other, I think, he collected the 27th at the house.

Q. That was about a week later, was it?—A. Yes, sir.

Q. You think you paid the tax a week before your wife did?—A. Yes; previous to the time she paid it.

Q. And the one you paid was September 17, you think?—A. Yes, sir.

Q. And the one your wife paid was September 27?—A. Yes, sir.

Q. Of the same year?—A. No; the next year after.

Q. One was paid 1901 and one paid in 1900—then there was a year's difference?—A. Yes, sir; a year's difference.

Q. Then you didn't understand that she had paid the same tax, do you?—A. After I paid them she told me about this receipt, and I looked them over again and I sees I paid the same tax last year.

Q. You recollect distinctly the payment of this tax of September 17, do you?—A. Yes, sir; I do. I was on Salem avenue, about 54 Salem avenue.

Q. And he handed you the receipt then, did he?—A. Yes, sir.

Q. Did you see him write it out?—A. Yes, sir.
 Q. That wasn't September of last year, was it?—A. It was September, 1900, I think it was.

AUGUSTUS BLACKINBURN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Blackinburn?—A. My street is Birkett street, No. 89.

Q. And that is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. About eight years, I guess.

Q. Keeping house?—A. Yes, sir.

Q. There all last summer?—A. Yes, sir.

Q. Where were you born?—A. I was born in Germany.

Q. How old are you?—A. I am 44.

Q. How old were you when you came to this country?—A. Twenty-two.

Q. Do you remember when you landed?—A. May 16.

Q. What year?—A. Well, I don't remember; I kept no track of it.

Q. When were you 44 years of age?—A. The 27th of November last.

Q. You voted up there at the last November election for the office of Congressman, did you?—A. Yes, sir; I did.

Q. What time of the day?—A. I guess it was nearly 6 o'clock in the evening.

Q. And did you have any assistance in marking your ballot?—A. I did not.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your naturalization certificate, please.

Q. You were present in court and sworn, were you, when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, to August Blankenburg, a native of Germany, dated the 15th day of September, 1897.)

Q. These are your tax receipts, are they?—A. Yes, sir.

Q. What is your occupation?—A. I am night watchman.

Q. For what company?—A. The Clark Throwing Company.

Q. These are receipts for taxes which you had paid within two years prior to last November?—A. Yes, sir.

Q. And are the only receipts which you find at your house?—A. No; I have lots of them back; the woman paid all the taxes.

Q. You had one of those printed subpoenas served on you?—A. I did.

Q. And that required you to produce tax receipts for county taxes paid within two years prior to November 4 last, didn't it?—A. Yes, sir.

(The witness produces receipts for city taxes and no receipts for county taxes.)

ZEPHANIAH WATSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 11 Clark avenue.

Q. That is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. I have been living there three years at that number.

Q. There all the time for three years?—A. Yes; with the exception of two months I was South—two months during the last summer.

Q. When did you get back from the South?—A. Well, I came back in September, I think.

Q. What time in September?—A. I am not positive now of the date; I believe it was on about the 25th of September. I left the South about the 20th.

Q. Where were you born?—A. I was born in Wales, sir.

Q. How old are you?—A. I am 50 last birthday.

Q. How old were you when you came to this country?—A. I was 27, sir.

Q. Do you remember the date when you landed?—A. I landed on the 21st of July, 1879, sir.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. What hour of the day?—A. It was 4 o'clock, I believe, as far as I remember.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your certificate of naturalization.

(The witness produces a certificate of naturalization issued out of the court of com-

mon pleas of Lackawanna County to Zephaniah Watson, a native of Wales, dated the 14th day of October, 1884.)

Q. Were you present in court and sworn when you received this paper?—A. Yes, sir; before Judge Handley.

Q. Let me see your tax receipts.

(The witness produces a tax receipt dated Carbondale, Pa., February 10, 1902, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. What is your occupation?—A. Miner, sir.

Q. And where are you employed?—A. In the Wilson Creek, under the Delaware and Hudson Company, sir.

Q. You paid this tax of February 10, 1902, yourself, to Passmore, the collector?—A. Yes, sir.

Q. He called at the house for it, did he?—A. No, sir; I went and paid him.

Q. And the date of this receipt is the date on which you paid it?—A. Yes, sir.

WILLIAM RHYAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Rhyan?—A. Birkett street—59 Birkett street.

Q. How long have you been living there?—A. Three years.

Q. All the time?—A. Yes, sir; all the time.

Q. You were there all last summer, were you?—A. All last summer.

Q. That is in the First district, Sixth Ward?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. What hour of the day?—A. About half past 5.

Q. Were were you born?—A. I was born in New Jersey.

Q. How old are you?—A. Forty-four next April—the 18th of April.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipt.

Q. What is your occupation, Mr. Rhyan?—A. At the Hendricks Manufacturing Company; laborer.

Q. You paid this tax to Mr. Connor, the city treasurer, did you?—A. Yes, sir.

Q. And you were subpoenaed to appear here and produce tax receipts for county taxes paid within two years prior to last November, weren't you?—A. Yes, sir.

Q. You had one of those printed notices?—A. Yes; I guess I have the one home, but I didn't take it.

Q. Do you know who is the collector of county taxes in your district?—A. No, sir; I do not. There was a mistake in it, and I had to go down to Mr. Connor.

Q. And he is the man to whom you paid the taxes within two years past?—A. Yes, sir.

Q. Mr. Connor?—A. Yes, sir.

Q. You don't recollect paying taxes to anyone else within two years?—A. No, sir.

HECTOR SAMPSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Sampson?—A. Spencer street, No. 16.

Q. And that is in the First district, Sixth Ward, is it?—A. Yes, sir.

Q. And how long have you been living there?—A. The last ten or twelve years.

Q. Keeping house?—A. Yes, sir.

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. Forty-three next May.

Q. You voted there in that district for the office of Congressman, did you?—A. Yes, sir.

Q. Any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Let me see your tax receipt. What is your occupation?—A. Fireman.

(The witness produces a tax receipt dated September 28, 1901, to Hector T. Sampson, including a county tax of \$2.28 for the year 1900, signed Wm. Passmore, collector.)

Q. Did you pay this tax of September 28, 1901, to William Passmore?—A. I could not say. Either I or my wife paid them.

- Q. Do you remember when you paid them—A. I don't.
 Q. Do you remember when you got this receipt?—A. It is dated there, ain't it?
 Q. You got it when it is dated, did you?—A. Yes, sir.
 Q. The title to your property is in your own name, is it?—A. Yes, sir.

JOHN O'HARA, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. O'Hara?—A. 106 Spencer street.
 Q. And that is in the First district, Sixth Ward, is it?—A. Yes, sir.
 Q. And you have been living there how long?—A. I moved there the 25th of last March.
 Q. Been there all the time since?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. Where were you born?—A. Clinton, Wayne County.
 Q. Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Forty-four last April.
 Q. You voted up there for the office of Congressman last November, did you?—A. Yes, sir.
 Q. Do you remember what time of day you voted?—A. About 3 o'clock in the afternoon.
 Q. Have any assistance in marking your ballot?—A. No, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt?—A. I haven't got any. I moved from Clinton last March, and I didn't pay my taxes. I saw the tax collector here in December, and he had me exonerated.
 Q. You haven't paid any county tax within two years prior to last November, have you?—A. No, sir.

OWEN W. LEWIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Lewis?—A. No. 9 Richmond street.
 Q. And that is in the First district, Sixth Ward, is it?—A. Yes, sir.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. And how long had you been living there in that election district before the election?—A. I lived there five years.
 Q. There all the time last summer, were you?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. Where were you born?—A. In Wales.
 Q. How old are you?—A. Fifty-two.
 Q. How old were you when you came to this country?—A. Thirty-six.
 Q. Do you remember the day and year when you landed?—A. July, I think, if I remember right.
 Q. Of what year?—A. It was 1887, I think—sixteen years ago—fifteen years last July.
 Q. Is this your naturalization paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Owen W. Lewis, a native of Wales, dated the 6th day of October, 1894.)
 Q. Now, your tax receipt.
 Q. Did you pay these taxes yourself to Mr. Passmore?—A. Yes, sir.
 Q. And what is your occupation?—A. Hostler for the Ontario and Western.
 Q. Who owns the property up there in the Sixth Ward—yourself or your wife?—A. Myself.
 Q. How did it happen in the year 1900 that you had a separate assessment on your occupation, Mr. Lewis?—A. They made a mistake—they put it for the property and for the occupation.
 Q. Have you another tax receipt for 1900 taxes, county taxes.
 (The witness produces a tax receipt dated Carbondale, Pa., July 17, 1901, including a county tax for the year 1900, amount \$3.88, signed Wm. Passmore, collector. Also tax receipt dated Carbondale, Pa., July 17, 1901, to Owen Lewis, including a county tax of 53 cents for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector. Also a tax receipt dated Carbondale, Pa., January 18, 1902, to Owen Lewis, including a county tax for the year 1901 in the Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

Q. Did you pay this 53-cent tax at the same time, in 1900, at the same time you paid the \$4.17 tax?—A. I don't remember that—I think not.

Q. When do you think you paid the 53-cent tax—this one?—A. 50 cents; well, that was a little after the first one, because he didn't know it until he went over the book.

Q. Just when do you think you paid that 53-cent tax?—A. I can not tell exactly, about six weeks or two months after, or something like that.

JOSEPH HARRIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Harris?—A. Belmont street, No. 202.

Q. That is in the First district, Sixth Ward, is it?—A. Yes, sir.

Q. And how long have you been living there?—A. Sixteen years next May. —

Q. Keeping house?—A. Yes, sir.

Q. There all last summer, were you?—A. I could not say all last summer—I was away about three months.

Q. Where were you then?—A. In Pittsburg or beyond Pittsburg.

Q. When did you get back?—A. The latter part of October; I could not exactly tell what date.

Q. Where were you born?—A. Bloomsburg, Columbia County, Pa.

Q. How old are you?—A. Fifty-three past.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day you voted?—A. I can not tell you hardly, the hour—about the middle of the forenoon.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Was there any one in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking a ballot for anyone?—A. No, sir.

Q. Let me see your tax receipts?—A. There is one [producing receipt]. I could not find the last one.

Q. Did you pay this tax of April 25 personally to Mr. Passmore?—A. No, sir; my wife paid it at the house; he called there when I was at work.

Q. She told you about it, did she?—A. She handed me the receipt after that day.

Q. It was on April 25, was it?—A. I don't know about that—I didn't mark the date on myself.

(The witness produces a tax receipt dated Carbondale, Pa., April 25, 1902, including a county tax of \$3.98 for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.

Q. Did you swear in your vote, Mr. Harris?—A. No, sir; I was registered.

DANIEL JONES, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number Mr. Jones?—A. No. 145 Belmont street.

Q. How long have you been living there?—A. Two years.

Q. Can you give us the exact date when you moved in there?—A. No, sir; I could not.

Q. Boarding or keeping house?—A. Keeping house.

Q. You were there all last summer?—A. All but two months.

Q. And where were you then?—A. Philadelphia.

Q. Working down there?—A. Yes, sir.

Q. When did you get back?—A. I got back the last of July or it may have been the 1st of August.

Q. Then you swear that from the 1st of August until the election you were there all the time?—A. Yes, sir.

Q. Where were you born?—A. Wales.

Q. How old are you?—A. Twenty-six.

Q. What was the date you landed in this country?—A. I could not tell you—I was 6 years of age.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day?—A. Very near 7 o'clock in the evening.

Q. Very near one of the last fellows, were you?—A. Very near; just getting home.

Q. Let me see your naturalization certificate?—A. Haven't got mine.

Q. Let me see your tax receipts.

(The witness produces a tax receipt dated Carbondale, Pa., February 6, 1902, including a county tax of 53 cents for the year 1900 in the Sixth Ward, Carbondale, signed, Wm. Passmore, collector; also tax receipt dated April 10, 1902, to Daniel Jones, including a county tax, 45 cents, Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

Q. What is your occupation Mr. Jones?—A. I run an air motor.

Q. You paid these taxes both at the same time, did you?—A. No, sir; I did not; the date is on there.

Q. I asked you when you paid them?—A. No, sir; I paid one in September and the other in April; I don't just remember.

Q. One in September and one in April—you are pretty sure about that, are you?—

A. No, sir; one in February and one in April.

Q. You paid them to Mr. Passmore yourself, did you?—A. Yes.

Q. He called at the house, did he?—A. No, sir; I went up to his house.

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.

Q. No one in the booth with you when you marked it?—A. No, sir.

Q. Did you assist in marking another ballot that day?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Where had you been living before you moved into this ward?—A. I lived back on Spencer street in the same ward.

Q. How long had you been living there?—A. Since I was a little bit of a kid.

CHARLES LAMB, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Lamb?—A. 45 Clark avenue.

Q. And that is in the First district, Sixth Ward?—A. Yes, sir.

Q. And you voted up there last November for the office of Congressman?—A. I voted up there, sir.

Q. Do you remember what time of the day?—A. Somewhere about 3 o'clock in the afternoon.

Q. How long have you been living there in that district prior to the election?—A. Since the 10th of last April, previous to election.

Q. Living there continuously all the time?—A. Yes, sir.

Q. You voted for all the candidates to be voted for at that election, did you?—A. I voted, sir.

Q. You voted for all the candidates to be voted for at that election, didn't you?—

A. Certainly.

Q. Where were you born?—A. England.

Q. How old were you when you came to this country?—A. I was 35.

Q. Do you remember the date you landed?—A. The 28th of September, 1885.

Q. And you came immediately to Carbondale, did you?—A. No, sir; Luzerne County.

Q. Were you down there in Luzerne all the time until you came here?—A. Yes, sir; I was down there five years, and I have been up here close on thirteen years in Carbondale.

Q. How old are you now?—A. Fifty-three come my birthday.

Q. What is your birthday?—A. The 24th of May.

Q. Let me see your naturalization paper.

Q. Is this your paper?—A. Yes, sir.

Q. Your name is Charles Lamb?—A. Yes, sir.

Q. Were you present in court and sworn when you received this?—A. Yes, sir.

Q. Let me see your tax receipts, please.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Charles Lamb, a native of England, dated the 6th day of October, 1894.)

Q. What is your occupation?—A. Miner.

Q. And when did you get this duplicate receipt?—A. I got that yesterday.

Q. When did you pay the tax?—A. The 29th of December, 1900, but I lost it, you know, as I was up voting; it got mislaid.

Q. Did you pay that personally to Mr. Passmore?—A. Yes, sir; I paid that to Joe White.

Q. When were you living in Fell Township?—A. I was living there all the time since I came up here, most.

Q. Well, you have been living up here in the First district, Sixth Ward, some time, haven't you?—A. Since the 10th of last April; that is where I voted here; I could not vote up there.

Q. You never paid any taxes in Carbondale?—A. No.

(The witness produces a duplicate tax receipt dated Lackawanna County, December 29, 1900, including a county tax of 53 cents for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

Q. You say you did pay this to Mr. White?—A. Yes, sir.

Q. It wasn't stopped out of your pay, was it?—A. No; I paid it to him myself.

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you make an affidavit and swear in your vote?—A. No; I had no call for swearing in my vote when I had my tax.

Q. You didn't make an affidavit?—A. No, sir.

Q. When you went to the judge of election and got your ballot there was no question about whether you were on the register list or not?—A. Yes, I was on the register list; they asked me them questions, and they showed my name on it.

THOMAS J. PENDER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 180 Canaan street.

Q. And that is in the First district of the Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. About twelve years.

Q. Keeping house?—A. Yes, sir.

Q. You were there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Honesdale, Wayne County.

Q. How old are you?—A. Born in 1861.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. What time of the day?—A. In the forenoon.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you assist another in marking a ballot that day?—A. Yes, sir.

Q. Who did you assist?—A. Nathan Stiles.

Q. What was the matter with him?—A. Could not read or write.

Q. Did he state that to the board?—A. Yes; I think he did.

Q. Do you remember positively whether he did or not?—A. No; I could not say.

Q. There was no question about your going in with him?—A. No; I asked the judge.

Q. Where did you meet Mr. Stiles?—A. Right at the polls.

Q. Was he there first?—A. No; he came down on the rig.

Q. Were you working there at the polls?—A. Yes, sir.

Q. And you went up to the judge with Mr. Stiles, did you, and got a ballot and went in to vote, and there was no question asked about your going in?—A. I just asked him, and he said it was all right.

Q. That is all that was said?—A. That is all that was said.

(The witness produces a tax receipt dated Carbondale, Pa., December 12, 1902, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed William Passmore, collector. Also tax receipt dated Carbondale, Pa., October 18, 1899, including a county tax for the year 1899, signed William Passmore, collector.)

THOMAS SULLIVAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 30 Richmond avenue.

Q. That is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. Two years.

Q. All the time?—A. Yes, sir.

Q. You were not out of the district last summer anywhere?—A. No, sir.

Q. You voted up there for the office of Congressman last November?—A. Yes, sir.

Q. About what time of the day?—A. Half past 6.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you voted?—A. No.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Where were you born?—A. Scranton.

Q. How old are you?—A. Thirty-four years old.

Q. Let me see your tax receipt.

Q. Pay this personally to Mr. Passmore, collector?—A. Yes, sir.

Q. And on the date of this receipt?—A. Yes.

Q. What is your occupation?—A. Machinist.

Q. Where are you employed?—A. D. & H.

(The witness produces a tax receipt dated November 21, 1901, including a county tax of 30 cents for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Where were you—where was Mr. Passmore, when you paid him that?—A. Over at the house.

DANIEL BURNS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 189 Belmont street.

Q. And that is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. About forty-four years.

Q. Keeping house?—A. No, sir; living with my parents.

Q. Were you there all the time last summer?—A. Yes, sir.

Q. You voted up there for the office of Congressman last November?—A. Yes, sir.

Q. Do you remember what time of day?—A. I believe it was in the forenoon; I am not sure.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Where were you born?—A. Highland, Luzerne County, Pa.

Q. How old are you?—A. Thirty-one.

Q. Let me see your tax receipt.

Q. Pay this yourself to Mr. Passmore?—A. No, sir.

Q. Who paid it?—A. My father.

Q. And when did you get this receipt into your possession?—A. He gave it to me when he paid it.

Q. And that was February 18, 1901, was it?—A. Around there; yes, sir.

Q. You could not swear positively as to the date?—A. No, sir.

Q. What is your occupation?—A. Brakeman.

Q. Where are you employed?—A. Northwest Coal Company. Temple Coal and Iron Company, used to be.

(The witness produces a tax receipt dated February 18, 1901, including a county tax for the year 1900, in the Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

JASON WALTER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 80 Belmont street.

Q. That is the First district of the Sixth Ward?—A. Yes, sir.

Q. That is all.

MALICHI DELANEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Spencer street, No. 4.

Q. That is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. Nine years.

Q. Keeping house?—A. Yes, sir.

Q. There all last summer?—A. No, sir. I moved away when the strike took place.

Q. When did you get back?—A. I come back just when the strike was ended. I went to Plymouth, Luzerne County.

Q. You moved away—you mean that you took your family?—A. Yes, sir.

Q. And it was some time the latter part of October when you returned?—A. Yes, sir.

Q. You voted up there for the office of Congressman last November?—A. Yes, sir.

Q. Do you remember what time of the day?—A. Between 6 and 7.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No, sir.

Q. Where were you born?—A. Schuylkill County.

Q. And how old are you?—A. Thirty-four years old.

Q. Let me see your tax receipts.—A. I have lost my tax receipts. I thought we would never come back to this part.

- Q. You didn't expect to return here, did you?—A. No, sir.
- Q. And you paid your taxes to Mr. Connor, the city treasurer, did you?—A. Yes, sir.
- Q. You can not remember when you paid the tax to him?—A. 1901 was the last tax I paid.
- Q. He is the city treasurer, and it was to him you paid this tax, while you were here?—A. Yes, sir.
- Q. You don't recollect paying any other taxes?—A. Yes, I have paid school taxes.
- Q. And the city and school taxes are the only taxes you recollect paying?—A. Yes, sir.
- Q. What is your occupation?—A. Miner.
- Q. Where are you employed?—A. D. & H.
- Q. What mines?—A. Wilson Creek.
- Q. Do you care to tell us how you voted at that election?—A. I voted the Democratic ticket, straight.

NATHAN STILES, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Stiles?—A. Canaan street, 176.
- Q. And that is in the First district, Sixth Ward?—A. Yes, sir.
- Q. And you voted last November up there for the office of Congressman, did you?—A. Yes, sir.
- Q. Do you remember what time?—A. From 4 to 5, somewhere.
- Q. How long had you been living there?—A. 10 or 12 years.
- Q. Keeping house?—A. No, sir; living with my sister.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. Where were you born?—A. Greenfield.
- Q. Pennsylvania?—A. Yes, sir.
- Q. How old are you?—A. Forty-seven.
- Q. Did you mark your own ballot at that election?—A. No, sir.
- Q. Who assisted you?—A. I asked the judge to let a man in, and he came in along.
- Q. Who was that man?—A. Mr. Thomas Painter.
- Q. And there was no question raised, was there, as to why you wanted Mr. Painter to go in with you?—A. No, sir.
- Q. No questions asked?—A. No, sir; I just asked the judge and he said "yes."
- Q. You read and wrote?—A. No, sir.
- Q. If you had been shown a sample ballot, and it had been explained to you that a certain mark at the top of the ballot in the circle—A. I never took much interest in it.
- Q. (Continuing.) Would have voted a straight ticket—you could have marked a straight ticket, if you had been shown outside?—A. I seen afterwards I could.
- Q. Did you mark the ballot—did you have the pencil?—A. Yes.
- Q. Did Mr. Painter show you where to mark it?—A. He told me what side I wanted and he showed it to me.
- Q. And you made just one mark?—A. Yes, sir.
- Q. You count, don't you, up to three, or four, or five?—A. Oh, yes.
- Q. Now, if you had been shown outside that a certain ticket was in the third column—the third row—you could have marked that ballot, couldn't you?—A. I believe I could.
- Q. Let me see your tax receipt, please.
- Q. What is your occupation?—A. Common laborer, around, what work I get.
- Q. Did you pay this tax to Mr. Passmore yourself?—A. Yes, sir.
- Q. Do you remember when you paid it to him?—A. Not exactly the date; I met him on the street and paid him that.
- Q. You could not tell from your recollection about when it was?—A. No; not exactly.
- Q. Would you think it was in December—a year ago last December?—A. As to that I could not say; I didn't pay any more attention to it.
- Q. You would not like to swear positively that you paid this tax within two years prior to November 4, 1902, would you?—A. No; I could not. I didn't take any memorandum of it.
- Q. You haven't any recollection as to whether it was in the month of December, or what month it was in?—A. No; I don't.
- Q. Do you think it was in the year 1901?—A. I think it was after that.

Q. You think it was in 1902, then?—A. I could not, in fact, say; I don't know.
(The witness produces a tax receipt dated December 5, 1901, to N. Stiles, including a county tax for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

FRED C. WAGNER, called by contestant and sworn.

Direct examination by Mr. OLVER.

- Q. What is your street and number?—A. No. 173 Belmont street.
Q. And that is in the First district, Sixth Ward?—A. Yes, sir.
Q. How long have you been living there?—A. About twenty-nine years.
Q. Keeping house?—A. Yes, sir.
Q. Were you there all last summer?—A. Yes, sir.
Q. And you voted there for the office of Congressman, last November, did you?—
A. Yes, sir.
Q. Do you remember what time of the day?—A. In the evening.
Q. Where were you born?—A. Germany.
Q. How old were you when you came to this country?—A. Four years.
Q. How old are you now?—A. 45.
Q. Let me see your naturalization certificate.
Q. Are you F. C. Wagner?—A. Yes, sir.
Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Wayne County to F. C. Wagner, a native of Germany, dated the 1st day of October, 1880.)

- Q. Let me see your tax receipts?
Q. Did you pay these taxes yourself to Mr. Passmore?—A. No, sir; my wife paid them.
Q. And she handed you this receipt when you came home in the evening?—A. Yes, sir.
Q. What is your occupation?—A. Blacksmith.
Q. Do you own a property up there?—A. No, sir.
Q. Does your wife?—A. No, sir.
Q. Who owns the property upon which this tax is assessed?—A. I don't.
(The witness produces a tax receipt dated Carbondale, Pa., April 14, 1902, to Fred Wagner, including a county tax of 45 cents and a State tax of \$3, for the year 1901, signed Wm. Passmore, collector.)

EDWARD ROBBINS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, please?—A. 94 Belmont street.
Q. That is in the First district, Sixth Ward?—A. Yes, sir.
Q. How long have you been living there?—A. About twenty years.
Q. Keeping house?—A. Yes, sir.
Q. Were you there all last summer?—A. Yes, sir.
Q. Where were you born?—A. Here, in Carbondale.
Q. How old are you?—A. Forty-two.
Q. You voted last November for the office of Congressman?—A. Yes, sir.
Q. Did you have any assistance in marking your ballot?—A. No, sir.
Q. Anyone in the booth with you when you voted?—A. No, sir.
Q. Did you assist another in marking a ballot that day?—A. No, sir.
Q. Pay these taxes yourself to Passmore?—A. Yes, sir.
Q. Last April?—A. Yes, sir.
Q. You own a property up there?—A. Yes, sir.
Q. Title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., April 15, 1902, including a county tax for the year 1901, Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

WILLIAM MAXWELL, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 178 Belmont street.
Q. That is in the First district, Sixth Ward?—A. Yes, sir.
Q. How long have you been living there?—A. Since 1870.

Q. Continuously?—A. Yes; all but two years that I moved to Jermyn, a year or two ago.

Q. When did you get back there last before election?—A. I have been back now for two years.

Q. And for two years prior to the November election you were there all the time?—A. Yes, sir.

Q. Where were you born?—A. Scotland.

Q. How old are you?—A. Thirty-nine.

Q. What was the date when you landed in this country?—A. 1870, I believe it was.

Q. What month and day?—A. March, I believe.

Q. How old were you then?—A. I was 28 or 29 years old.

Q. Let me see your naturalization certificate.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you got this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to William Maxwell, dated the 5th day of October, 1888.)

Q. Let me see your tax receipts.

Q. You own a property up there, do you, Mr. Maxwell?—A. Yes, sir.

Q. Title is in your own name?—A. My wife's.

Q. This tax is assessed on that property?—A. Yes, sir.

(The witness produces a tax receipt dated August 11, 1902, including a county tax for the year 1900 in the Sixth Ward of Carbondale, signed Wm. Passmore, collector. Also tax receipt dated April 16, 1901, including a county tax for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. This receipt of April 16, 1901, is a duplicate, isn't it?—A. No, sir.

Q. When did you get that receipt, Mr. Maxwell, from Mr. Passmore?—A. Those receipts were in the house.

Q. You got them on the dates they bear?—A. Yes, sir; my wife looked them up.

WILLIAM BATES, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Bates?—A. 123 Belmont street.

Q. That is in the First district, Sixth Ward?—A. Yes, sir.

Q. How long have you been living there?—About eighteen years.

Q. Keeping house?—A. No, sir; boarding with my parents.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. And what is the date of your birth?—A. First of January.

Q. What year?—A. 1873.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day?—A. It was about 5 o'clock, I think.

Q. Did you have any assistance in marking your ballot at that election?—A. No, sir.

Q. Was there anyone in the booth with you when you voted?—A. No.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. You were not in the booth with anyone?—A. No, sir.

Q. Let me see your tax receipt.

Q. Did you pay this tax for the year 1901 to Mr. Passmore, personally?—A. Yes, sir.

Q. What is your occupation?—A. Brakeman.

Q. And can you testify as to whether you paid it on December 16, 1901?—A. That is the date; I paid it then.

Q. Did you see Mr. Passmore stamp that with a rubber stamp?—A. Yes, sir.

Q. You saw him take the stamp and stamp it, did you?—A. I think I paid it down here in Van Beck's.

Q. The question is as to whether you saw him date it?—A. I didn't pay any attention to him; he was behind the desk.

Q. You are sure it was in the year 1901 you paid it?—A. Yes, sir.

Q. It wasn't last December you paid it?—A. I could not say; it is just as it is on the receipt there.

Q. Did you notice the date particularly when it was handed to you?—A. Yes, sir; that is the date.

Q. And you swear positively that that is the date you paid it?—A. Yes, sir.
(The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1901, amount 30 cents, Sixth Ward, Carbondale, signed Passmore, collector.)

W. H. MCCARTHY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 48 Cemetery street.
Q. And that is in the First district, Sixth Ward?—A. Yes, sir.
Q. How long had you been living there prior to the last November election?—A. Ten or eleven years in that ward.
Q. Keeping house?—A. Yes, sir.
Q. You were there all last summer, were you?—A. Yes, sir; living there two years.
Q. You voted there for the office of Congressman, did you?—A. Yes, sir.
Q. When did you move into that district?—A. The last ten or eleven years I lived in the district.
Q. The number you have given you moved there about two years ago?—A. Yes; maybe a little longer.
Q. Do you remember what time of day you voted?—A. I don't believe I do.
Q. You don't remember whether it was in the forenoon or afternoon?—A. Yes; I believe it was in the afternoon; I am not positive.
Q. Did you have any assistance in marking your ballot?—A. No.
Q. Anyone in the booth with you when you voted?—A. No, sir.
Q. You did not assist anyone else that day, did you, in marking a ballot?—A. No, sir; I can tell you now, it was about 5 o'clock I voted.
Q. You had not been there at the polls before that day?—A. No.
Q. And you came right away after you voted?—A. Yes, sir.
Q. Where were you born?—A. In Wayne County, Pa.
Q. How old are you?—A. Well, I was born in 1852, I think; near that time.
Q. What is your occupation?—A. Carpenter.
Q. Let me see your tax receipt.
Q. You paid both of these taxes in the year 1901, did you, Mr. McCarthy?—A. Yes, sir; but not at the same time.
Q. Not at the same time, but in the same year?—A. The same year.
Q. Are you able to state from your own memory just when it was that you paid either of these taxes?—A. No, I could not.
Q. Where was Mr. Passmore when you paid these?—A. He was in Mr. Van Beck's hardware store.
(The witness produces a tax receipt dated Carbondale, Pa., March 23, 1901, including a county tax for the year 1900, amount 53 cents, signed Wm. Passmore, collector.
Also a tax receipt dated Carbondale, Pa., January 17, 1901, including a county tax for the year 1901, signed Wm. Passmore, collector.)
Q. When did you get this receipt of January 17, Mr. McCarthy?—A. I don't know.
Q. Didn't you get that just a few days ago?—A. No, sir.
Q. Did you see Mr. Passmore date this receipt; did he date it with a rubber stamp?—A. No; I didn't see him date it. I might have been quite near, but not to see him.

Mr. OLVER. I offer the receipt in evidence. Receipt marked "Exhibit No. 25" as follows:

CARBONDALE, PA., 1900. ^a

Mr. Wm. MCCARTHY:

Your county tax for the year 1900 (1901 stamped over 1900) is \$0.45; total, \$0.45.
Received payment.

WM. PASSMORE, Collector.

Q. You didn't see him date either one of these receipts, did you?—A. No; I didn't pay any attention to it.

Now, 12 noon, adjourned to meet at 1 p. m., sharp.

Now, 1 o'clock, hearing resumed.

JOHN WARK, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. No. 10 Oak avenue.
Q. That is in the First district, Sixth Ward?—A. Yes, sir.

^aStamped with rubber stamp "Jan. 17, 1903" over 1900 and a pen drawn through the 3.

- Q. How long have you been living there?—A. Thirty-eight years.
- Q. Keeping house?—A. No; I am now.
- Q. How long have you been keeping house?—A. About five years.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. Where were you born?—A. Scotland.
- Q. How old were you when you came to this country?—A. Nine years old.
- Q. How old are you now?—A. Forty-nine.
- Q. Do you remember the date when you landed?—A. No, sir.
- Q. Let me see your naturalization paper.—A. That I haven't got, sir.
- Q. Let me see your tax receipt. You paid these taxes both at the same time, did you?—A. That I could not tell; my wife paid them.
- Q. Can not you tell whether they were paid by her and left at the house at the same time?—A. I could not tell that part either.
- Q. Then you don't know exactly when they were paid?—A. No, sir.
- Q. What is your occupation?—A. Boiler maker.
- Q. Where are you employed?—A. Hendricks'.
- Q. You didn't know your wife was going to pay these until after she paid them, I suppose?—A. No. She generally paid the taxes when they come to the house after them, and if she didn't I paid them.
- Q. You could not tell us when it was that your wife called your attention to the fact that she had paid these taxes?—A. No, sir.
- Q. You could not tell whether it was in March or whether it was in September?—A. I could not tell you; no, sir.
- (The witness produces two tax receipts, the first dated March 29, 1902, including a county tax for the year 1900, signed Wm. Passmore, collector, and the second dated March 29, 1902, including a county tax for the year 1900, signed Wm. Passmore, collector.)
- Q. Did you have any assistance in marking your ballot?—A. No.
- Q. Anyone in the booth with you when you voted?—A. No.
- Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.
- Q. You voted up there for the office of Congressman last fall?—A. Yes, sir.
- Q. Do you remember what time of the day it was?—A. Between 6 and 7 o'clock.

JOHN MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Manion?—A. 196 Belmont.
- Q. And that is in the First district, Sixth Ward?—A. Yes, sir.
- Q. And how long had you been living there prior to the last election?—A. I am pretty close to five years living there now.
- Q. Keeping house?—A. Yes, sir; keeping house.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. And you voted up there last November for the office of Congressman?—A. Yes, sir.
- Q. Do you remember what time of the day?—A. It was between 6 and 7 o'clock—after I came from work.
- Q. Was there anyone in the booth with you when you marked your ballot?—A. Yes, sir.
- Q. Who was it?—A. James Morgan.
- Q. Did you ask Mr. Morgan to go in with you?—A. Yes, sir.
- Q. What did you say to the election board about taking Mr. Morgan in with you?—A. They said it was all right.
- Q. What did you say to them?—A. I asked them for assistance.
- Q. And that is all that was said?—A. That is all that was said.
- Q. They didn't ask him any questions?—A. No, sir.
- Q. And Mr. Morgan went right in with you?—A. Yes, sir.
- Q. Did you have the pencil and mark the ballot, or did Mr. Morgan?—A. Mr. Morgan marked it.
- Q. You told him how you wanted to vote?—A. Yes, sir.
- Q. If you had been shown a sample ballot and it had been explained to you that a straight mark in the circle at the top of the ballot would have voted a straight ticket, you could have made that mark?—A. Yes, sir; I could; but I could not tell the different names.
- Q. But you wanted to vote the straight ticket, didn't you?—A. No, sir.
- Q. And you didn't vote a straight ballot?—A. No, sir.
- Q. There was nothing said by you or by Mr. Morgan to the election board about why you wanted him to go in with you?—A. No, sir; I asked them for assistance and that is all that was said.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. I wasn't 18 years of age—a little over 17 years; I wasn't 18 when I came.

Q. Do you know on what date you were born?—A. No, sir; I don't.

Q. Did you come here with your parents?—A. Yes, sir.

Q. Can you tell us about the date you landed?—A. No, sir; I can not.

Q. Where did you land?—A. New York.

Q. And came right here to Carbondale?—A. Plymouth.

Q. And how long were you down there?—A. Oh, about seventeen or eighteen years.

Q. And how long have you been up here at Carbondale?—A. I guess about nine or ten years—about nine years, I guess.

Q. How old are you?—A. Between 46 and 47, as near as I can guess.

Q. Have you a certificate of naturalization with you?—A. Yes.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Luzerne County to John Manian, dated the 26th day of September, 1878.)

Q. Now, let me see your tax receipts, please. Did you pay these taxes yourself to Mr. Passmore?—A. No, sir; my woman pays my taxes.

Q. What is your occupation?—A. Miner.

Q. Can you tell us about when your wife paid these taxes?—A. No; I could not, sir. She generally pays them when he comes to the house.

(The witness produces a tax receipt dated Carbondale, Pa., August 5, 1901, including a county tax for the year 1900 in the Sixth Ward of the city of Carbondale, signed Wm. Passmore, collector.)

Now, 2.50 p. m., hearing is adjourned to meet at 9 o'clock, Monday morning, February 9, 1903, in the same place.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., Monday, February 9, 1903, at 9 a. m., pursuant to last adjournment, hearing of evidence is resumed before John Taylor, commissioner.

Counsel-present: For contestant, C. E. Olver, esq.; for respondent, J. E. Brennan, esq.

LARRY MELVIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Melvin?—A. Forty-second street, No. 44.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. How long had you been living there prior to last November election?—A. About four or five years.

Q. Keeping house?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-eight.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone with you in the booth when you voted?—A. No, sir.

Q. You didn't assist anyone else in marking a ballot?—A. No, sir.

Q. What is your occupation, Mr. Melvin?—A. Engineer.

Q. Do you own a property?—A. Yes, sir.

Q. Title to that property is in your own name, is it?—A. Yes, sir.

Q. And did you pay this tax of May the 1st yourself?—A. Yes, sir.

Q. Do you remember when you paid it?—A. No, sir.

Q. You could not tell whether it was the date on the receipt or not—you would not be positive of that?—A. Sure; yes.

Q. You paid it to him yourself, did you?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., May 1, 1902, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. You didn't swear in your vote, did you?—A. No.

ROBERT DOYLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 113 Carbon street.
 Q. And that is in the Second district, Sixth Ward?—A. Yes, sir.
 Q. How long had you lived there prior to last election?—A. About two years.
 Q. Keeping house?—A. No, sir; living with my mother.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. You were not boarding elsewhere?—A. No, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty-eight.
 Q. You voted there in the Second district, Sixth Ward, last November for the office of Congressman, did you?—A. I did.
 Q. Do you remember what time of the day it was?—A. The time of day I voted?
 Q. Yes.—A. About 5 o'clock.
 Q. Was there anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.
 Q. Let me see your tax receipt. You are the slate boss at the Coalbrook breaker, are you?—A. Yes, sir.
 Q. And these taxes were stopped out of your pay by the company, were they?—A. Yes, sir.
 Q. You knew nothing about their being paid by the company until they were handed to you by the paymaster?—A. No.
 Q. You never authorized them to pay the taxes for you, did you?—A. No; they stopped them.
 Q. You never had any conversation with them about it at all?—A. No, sir.
 Q. And you never gave them any writing—any written authority to stop them?—A. No, sir.
 Q. And you never gave them any verbal authority to stop them?—A. No, sir.
 Q. You don't remember what pay these were stopped out of, do you?—A. They were stopped in August, I think.
 Q. You think it was along in the latter part of the summer, was it?—A. Along the latter part of the summer.

(The witness produces a tax receipt dated at Carbondale, Pa., April 10, 1902, including a county tax for the year 1900 in the ——— Ward of the city of Carbondale, signed Wm. Passmore, collector; also tax receipt dated April 10, 1902, including a county tax for the year 1901 in the ——— Ward, city of Carbondale, signed Wm. Passmore, collector; upon both of which receipts appears the following memorandum: "Slate boss, Coalbrook.")

Cross-examination by Mr. BRENNAN:

- Q. Mr. Doyle, you never objected to the company stopping your taxes in that manner?—A. No; I didn't object to it when they got it.
 Q. You were willing that the company should stop your taxes in that manner?—A. Yes, indeed.

Mr. OLVER. I move to strike out the cross-examination as incompetent, immaterial, and irrelevant.

LAWRENCE SMITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Smith?—A. Dundaff street; we don't have any number to the house.
 Q. About where is it on Dundaff street?—A. The upper end of Dundaff street, in the Second district, Sixth Ward.
 Q. Where do you vote there?—A. Mr. Hart's house.
 Q. And you did vote there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember at what time of the day?—A. About half-past 6, when I come home from work.
 Q. How long had you been living there in that district prior to the election?—A. Over a year; about a year now.
 Q. Can you give us the date when you moved in there?—A. No; I can not.
 Q. Can you tell us the month?—A. No; I can not.
 Q. Some time last fall, was it?—A. Yes, sir.
 Q. September or October; or when was it?—A. I am blest if I can tell.
 Q. You ought to be able to tell within two or three months.—A. I didn't pay any attention to it.

Q. Did you move on the 1st of April?—A. I know I was there a good while before the election; I am sure, about a year now.

Q. And all that time you have been there?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Going on 44.

Q. Let me see your tax receipts.—A. I haven't got any receipts; I didn't look after my tax receipts.

Q. You haven't been after them?—A. No, sir; I wasn't here in several years; I was out in the country to work.

Q. You don't think you ever had any?—A. Oh, yes; I have had them.

Q. Not here?—A. Not here; no.

Q. How long ago was it that you paid a tax—1899?—A. Yes; 1899, I think.

Q. And that tax you think you paid in the fall of 1899?—A. Yes.

Q. And you have not paid any since then?—A. No, sir.

Q. Did you have any assistance in marking your ballot at that last election?—A. No, sir.

Q. Any one in the booth with you when it was marked?—A. There was some railroad man; I can not tell who he was.

Q. What was he doing in there?—A. I took him in to do my writing for me.

Q. You don't remember who he was?—A. No, sir.

Q. What did you say to the election board when you went to take him in with you?—A. I asked them if they had any objection to my taking anybody in to fill out my bill, and they said no.

Q. That is all you said and all they said?—A. Yes, sir.

Q. Your eyesight is good?—A. Yes, sir.

Q. And your hands are all right?—A. Yes, sir.

Q. The party you took in with you had the pencil and marked the ballot, did he?—

A. It was attached to the side of the building.

Q. That is, he used the pencil?—A. Yes, sir.

Q. Did you tell him who you wanted to vote for?—A. Yes, sir.

Q. And did you look to see whether he marked the ballot the way you wanted him to?—A. I could not tell.

Q. You watched him, did you?—A. I watched him; yes, sir.

Q. You desired to vote a straight ticket that day?—A. Yes.

Q. You could easily make a cross at the head of the column, if the column had been pointed out to you on a sample ballot, couldn't you?—A. Yes, sir.

PATRICK NEARY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You were subpoenaed to appear here to-morrow, were you?—A. No, sir; Monday, the 9th.

Q. How?—A. The 9th.

Q. You live in the First district of the Fifth Ward?—A. Yes, sir.

Q. And what is your street and number?—A. 39 Belmont street.

Q. How long had you been living there prior to the last election?—A. About thirty years.

Q. Keeping house?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes; I guess so.

Q. Well, you know whether you were or not—you were there?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Where were you born?—A. In Ireland.

Q. How old were you when you came to this country?—A. Fourteen or fifteen years old.

Q. Do you remember the date of your birth?—A. Seventeenth March.

Q. What year?—A. I can not tell you.

Q. Were you over 14 or near 17 when you came here?—A. I was going on 15.

Q. Do you remember the date when you landed?—A. No; but I know it was in May.

Q. Do you know the year?—A. No.

Q. Is this your certificate of naturalization?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes; in this town, too.

Q. What you mean is that this is a duplicate of the original certificate which you received?—A. Yes, sir; the other was worn-out, and Thomas brought it.

Q. Were you present yourself in the mayor's court of Carbondale and sworn?—A. I was, sir; McTighe was the man that gave it to me.

(The witness produces a duplicate certificate of naturalization for a certificate issued out of the mayor's court of the city of Carbondale on the 7th day of September, 1858, duplicate certified the 28th July, 1897, J. H. Thomas, clerk of the court of quarter sessions of Lackawanna County.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay this yourself to Mr. Passmore?—A. Yes, sir.

Q. Can you recall whether you paid it on the date of this receipt?

MR. BRENNAN. I object to the question; the receipt is the best evidence.

THE COMMISSIONER. The objection is overruled.

By MR. OLVER:

Q. Do you recall the date when you received this receipt, aside from the receipt itself?—A. No; I generally pay my taxes.

Q. What is your occupation?—A. Laboring.

Q. And where are you employed?—A. Up here in Belmont—Black Diamond.

Q. You think that this 1900 tax was paid in 1901, do you?—A. Yes, sir.

Q. Did the tax collector call around to see you in the fall of 1900?—A. Well, I always pay my taxes every year; he don't have to come around every one.

Q. And the 1900 tax you naturally would pay in the fall of 1900?—A. I don't know; that is 1901, ain't it.

Q. You swear positively you paid that in May, 1901, do you?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, May 7, 1901, including a county tax for the year 1900, in the Fifth Ward, city of Carbondale, signed William Passmore, collector.)

Q. Was there anyone in the booth with you when you were marking your ballot?—A. No, sir.

Q. Did you help anyone to mark a ballot that day?—A. No, sir; I can mark it myself who I am going to vote for.

JOHN F. BOLAND, called by contestant and sworn.

Direct examination by MR. OLVER:

Q. What is your street and number?—A. 262 Dundaff street.

Q. And that is in the Second district of the Sixth Ward?—A. Yes, sir.

Q. How long had you been living there prior to last November election?—A. About forty-seven years.

Q. Keeping house?—A. Yes, sir.

Q. You were there all last summer, were you?—A. No, sir.

Q. Where were you?—A. I was on a visit part of the time.

Q. Where were you?—A. Colorado.

Q. When did you get back from Colorado?—A. In October.

Q. What time in October?—A. Well, I could not say the exact date.

Q. Where were you born?—A. Hancock, N. Y..

Q. How old are you?—A. Fifty-four or fifty-five this month—the 20th of this month.

Q. Did you have any assistance in marking your ballot at the last November election?—A. No, sir.

Q. You voted there, did you, for the office of Congressman?—A. Yes, sir.

Q. Did you assist in marking a ballot for another?—A. No, sir.

Q. Let me see your tax receipt.

Q. This is your tax receipt, is it?—A. It is mine.

Q. And did you pay it, yourself?—A. Well, it was paid in my house.

Q. Who paid it?—A. I might, I forget; or my wife, either one.

Q. You don't remember, do you?—A. No; I don't remember.

Q. This is the last tax you paid, is it?—A. That is the last county tax I paid.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November last, weren't you, Mr. Boland—you had one of those printed notices?—A. No, sir.

Q. How did you come to appear here to-day; did you have one of those notices?—A. Yes, sir; I had the notice, but I didn't read the notice.

(The witness produces a tax receipt dated Carbondale, Pa., December 18, 1902, to J. F. Boland, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Cross-examination by MR. BRENNAN:

Q. Is this the only tax receipt you have?—A. No; I have another one.

(Produces another receipt.)

By Mr. OLVER:

Q. You paid this yourself, did you, Mr. Boland?—A. Certainly.

Q. You own a property up there?—A. Yes, sir.

Q. The title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated August 30, 1901, including a county tax for the year 1900, in the Sixth Ward of Carbondale, signed Wm. Passmore, collector.)

JOHN SWARTZ, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 203 Dundaff street.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. How long had you been living there before last November?—A. About fifteen years, I believe.

Q. Living with your parents?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Born here in Carbondale.

Q. How old are you?—A. Twenty-four, twenty-five the 5th day of next August.

Q. Can you give us the exact date of your birth?—A. (No answer.)

Q. When were you twenty-four?—A. I will be twenty-six the 6th day of next August, not twenty-five.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Anybody in the booth with you when you marked your ballot?—A. No, sir.

Q. Did you go in with anybody to mark a ballot that day?—A. No, sir.

Q. Let me see your tax receipt.—A. I haven't got any. I have got them at the house, and I didn't have time to find them.

Mr. OLVER. I ask to have the answer stricken out as not responsive to any question asked.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November last?—A. Yes, sir.

Q. And you don't produce any?—A. No, sir.

MICHAEL BOLAND, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Boland?—A. No. 256 Dundaff street.

Q. That is in the Second district of the Sixth Ward?—A. Yes, sir.

Q. How long have you been living there prior to last November?—A. More than twenty years.

Q. Keeping house?—A. Yes, sir.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. At Carbondale.

Q. How old are you?—A. Fifty-eight.

Q. You voted there for the office of Congressman last November?—A. Yes, sir.

Q. Do you remember what time of the day?—A. Somewhere between 4 and 5 in the afternoon.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you go into the booth with anyone else?—A. No, sir.

Q. You didn't assist in marking a ballot for anyone that day?—A. No, sir.

Q. Let me see your tax receipt.

Q. Is this your tax receipt?—A. Yes, sir.

Q. And did you pay this tax yourself to Mr. Passmore?—A. No; it was paid at my house when I was at work.

Q. Who paid it?—A. I suppose my wife did.

Q. And about when was it paid?—A. Somewheres about that date; I suppose that date is right on there.

Q. Aside from the date on the receipt, you could not testify yourself positively as to when it was paid?

Mr. BRENNAN. I object to the question; the receipt is the best evidence.

A. No, sir.

(The witness produces a tax receipt dated Carbondale, Pa., August 30, 1901, including a county tax for the year 1900 in the Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

Q. You own this property yourself?—A. Yes, sir.

Q. The title is in your own name?—A. Yes, sir.

Q. Where did you say you were born?—A. Carbondale.

THOMAS O'BRIEN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. O'Brien?—A. No. 86 Forty-second street.
 Q. And that is in the Second district, Sixth Ward, is it?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman?—A. Yes, sir.
 Q. How long had you been living there in the district prior to the election?—A. About five months, or a little more.
 Q. Can you give us the date when you moved in there?—A. About the 15th or 16th of April; I would not be positive.
 Q. And you were living there right along from that time until election?—A. No; well, I lived there—my family was there, but I was away.
 Q. Where were you?—A. I was down in Jersey.
 Q. Working down there?—A. Yes, sir.
 Q. What time did you get back?—A. I got back the last of August; I would not be positive as to the date: somewhere about—between the 26th and the 30th.
 Q. You are positive it was not in the early part of September?—A. No; it was before September.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Twenty-eight.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did you pay this tax yourself to Mr. Passmore?—A. My wife paid it; he came around to collect it.
 Q. Some time in the month of September, 1901, was it?—A. I think about the time it is dated.
 (The witness produces a tax receipt dated Carbondale, Pa., September 24, 1901, including a county tax for the year 1901 in the Fifth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. You lived in the Fifth Ward before you moved into the Sixth Ward?—A. Yes, sir.
 Q. What is your occupation?—A. Carpenter.

THOMAS COLEMAN, Sr., called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Coleman?—A. 222 Dundaff street.
 Q. That is in the Second district of the Sixth Ward?—A. Yes, sir.
 Q. How long had you been living there prior to the November election?—A. About thirty-eight years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what time of the day it was when you voted?—A. About 10 o'clock.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you go into the booth with anyone to mark a ballot for them that day?—A. No, sir.
 Q. Where were you born?—A. Wayne County.
 Q. Pennsylvania?—A. Yes, sir.
 Q. And how old are you?—A. Oh, about 47 or 48, somewhere along there.
 Q. Let me see your tax receipt.
 (Witness produces receipt.)
 Q. What is your occupation, Mr. Coleman?—A. Blacksmith.
 Q. Do you own a property up there in the Sixth Ward?—A. Yes, sir.
 Q. Title is in your own name, is it?—A. Well, mine and my wife's, both.
 Q. Which way is the deed; is it in your name or in your wife's name?—A. Well, in mine.
 Q. Your wife's name is not in the deed?—A. I could not say that.
 Q. You are sure your own name is in it?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector. Also a tax receipt dated August 27, 1901, including a county tax for the year 1900, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)
 Q. Did you pay this yourself to Mr. Passmore, the collector?—A. No, sir; if I did, I would have them a little different.
 Q. They were both paid on the same date?—A. I don't know whether they were paid on the same date or not.

Q. They are in the same year?—A. They ought not to be in the same year.

Q. They are not the taxes for the same year, are they?—A. No; they are not the taxes for the same year; can not be; if they are, I want to find it out, that is all.

Q. You think that the one should be taxes for the year 1901, and the other for the year 1900?—A. It should be.

Cross-examination by Mr. BRENNAN:

Q. This tax receipt I show you, dated August 7, 1901, is for what year's taxes?—A. Well, that is what I want to find out; for 1900.

MICHAEL FOX, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Fox?—A. 143 Fairview street.

Q. And how long have you been living there?—A. Thirty or thirty-five years.

Q. You were there all last summer?—A. Oh, yes; I guess so.

Q. And you voted there, in the Second district, Sixth Ward, for the office of Congressman last November?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. I do not.

Q. You don't know whether it was in the forenoon or in the afternoon?—A. It was in the afternoon, I suppose.

Q. And did someone go in with you to assist you in marking your ballot?—A. Yes, sir.

Q. Who was it?—A. I forget now, I am so old.

Q. You don't remember who went in with you?—A. I think it was Johnny Connor.

Q. Did you ask John to go in with you?—A. No; I didn't ask him; he went in himself.

Q. Did he go into the booth with you when you went in to mark your ballot?—A. Yes, sir.

Q. And he marked your ballot for you, did he?—A. Yes, sir.

Q. Did you say anything to the election board about John going in with you?—A. No; I didn't.

Q. Did John say anything to them about going in?—A. No.

Q. Was John working there around the polls that day; was he one of the watchers?—A. Yes, sir.

Q. Where were you born?—A. I was born in Ireland.

Q. And how old are you now?—A. About 84.

Q. And do you remember when you came to this country—what date it was?—A. I do well remember it.

Q. What was the date?—A. I don't remember the date; we never kept count of the dates.

Q. How old were you then?—A. I was about 32 years of age.

Q. Let me see your naturalization paper.

Q. You were present in court, were you, Mr. Fox, and sworn, when you received this certificate?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to Michael Fox, a native of Ireland, dated the 27th day of October, 1856, signed B. McTighe, clerk mayor's court.)

Q. You paid these taxes yourself?—A. No; I didn't; my daughter paid them.

Q. And do you own a property up there. Mr. Fox?—A. I do.

Q. And the deed for that property is in your own name?—A. Yes.

(The witness produces a tax receipt dated Carbondale, Pa., February 27, 1902, to Michael G. Fox, including a county tax for the year 1901, signed Wm. Passmore, collector.)

Q. Its your name Michael G. Fox?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Can you read and write, Mr. Fox?—A. No.

Q. You said John Connor went in to assist you in marking your ballot on election day?—A. Yes, sir.

Q. Did you say anything to the election board, the election officers, why you wanted John to assist you?—A. No; I didn't say anything to them; he was there.

Q. Were they the same election officers that were there in February?—A. Yes; they were.

Q. They are well acquainted with you and you are with them?—A. I guess they have a right to.

Q. You always have assistance in marking your ballot, do you?

Mr. OLVER. I object to the question as incompetent, immaterial, and irrelevant.

A. Yes, sir.

THOMAS COLEMAN, JR., called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 222 Dundaff street.

Q. You live up there in the Second district, Sixth Ward.—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of day?—A. About 6.10.

Q. How long had you been living there before the election?—A. Twenty-two years.

Q. Living with your parents?—A. Yes, sir.

Q. You were there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Right where I live.

Q. And how old are you?—A. Twenty-two years.

Q. When were you twenty-two years?—A. The 18th of last May.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist anyone in marking a ballot?—A. No, sir.

Q. Let me see your tax receipt.—A. I haven't got any; I voted on age.

Q. You have never paid any taxes, have you?—A. No, sir.

Q. Who did you vote for?—A. I don't care to answer that question.

THOMAS BOLAND, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Boland?—A. 245 Dundaff street.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. How long had you been living there prior to the last November election?—A. About two years.

Q. Keeping house?—A. Yes, sir.

Q. Were you there all last summer?—A. Yes, sir.

Q. And you voted there last November, did you, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. And how old are you?—A. Forty-four.

Q. Let me see your tax receipt.

Q. You didn't have any assistance in marking your ballot?—A. No, sir. •

Q. What is your occupation?—A. Miner.

Q. And you are employed at the Coalbrook breaker, are you, and your number is No. 5, is it?—A. Yes, sir.

Q. This tax was stopped from your pay by the company, was it?—A. Yes, sir.

Q. Do you remember what date it was stopped—what pay it was stopped out of?—A. No; I do not.

Q. You don't remember about when it was?—A. No, sir; I suppose the date is there.

Q. You never had any conversation with the company about paying your taxes for you, did you?—A. No, sir.

Q. You never authorized them to pay them?—A. No, sir.

(The witness produces a tax receipt dated Carbondale, Pa., April 10, 1902, including a county tax for the year 1901, in the ——— Ward, of the city of Carbondale, signed Wm. Passmore, collector, upon which receipt the following memorandum is indorsed, "Coalbrook No. 5, lab. Coll.")

Q. Were you a laborer at that time?—A. I was at that time; yes.

Q. And you have since become a miner?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Mr. Boland, the date of this receipt is April 10, 1902; is that the time you paid it?—A. That is the time I am supposed to pay it.

Q. You are positive it was not paid after that?—A. No; It wasn't paid after that.

Q. From that time on—during the month of May and from that time on to October, you did not work at the Coalbrook, did you, during the strike?—A. No.

Q. And the date upon this receipt, April 10, 1902, is the time it was stopped out of your wages?—A. Yes, sir.

Q. You didn't object to the company stopping your wages—stopping the tax out of your wages—in that manner?—A. No, sir.

Q. You were living that your taxes should be taken out of your pay in that manner?—A. Yes, sir.

By Mr. OLVER:

Q. You pay your other bills, don't you, yourself?—A. Yes, sir.

Q. And you don't have them turned in to the company?—A. No, sir.

Q. Wouldn't you rather handle your own money, and pay your own taxes?—

A. Well, yes, sir.

By Mr. BRENNAN:

Q. But you don't object to the company taking them out?—A. No.

By Mr. OLVER:

Q. You would object to their taking other bills out of your pay, wouldn't you?—A. Yes; I guess I would.

L. W. LEDYARD, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 19 Belmont street, First district, Fifth Ward, of this city.

Q. And how long had you lived there prior to the November election?—A. According to the best of my knowledge, fourteen or fifteen months.

Q. You were there all last summer?—A. Well, I was gone probably three or four days to a time.

Q. Was your family there all the time?—A. I am the only one of the family, but I am keeping house.

Q. And you voted there last November, and for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. I was born in Wayne County, this State.

Q. How old are you?—A. Nearly 43 years old.

Q. Let me see your tax receipts.

Q. Did you have any assistance in marking your ballot?—A. No, sir; I did not.

Q. Did you pay this tax yourself?—A. Well, now, I have been trying to think—I don't recollect the occurrence, but it seems that I did.

Q. What is your occupation?—A. I am a salesman for the Monarch Publishing Association, of Philadelphia.

Q. Do you think that somebody else paid this tax for you?—A. I think I paid it. I have been trying to remember the occurrence about paying it, but it don't seem to come to me.

(The witness produces a tax receipt dated Carbondale, Pa., September 9, 1901, including a county tax for the year 1901, 30 cents; Fifth Ward, Carbondale, signed Wm. Passmore, collector.)

MICHAEL McDONALD, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 247 Dundaff street.

Q. And that is in the Second district, Sixth Ward?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. No.

Q. What is your correct name?—A. Michael F. McDonald.

Q. Do you know of another Michael F. McDonald living there in that district?—A. I know of one Michael McDonald living there; I don't know whether he is Michael F. or not.

Q. Where does he live?—A. He lives right by the polls there, in Kilpatrick's homestead there. He is a brother of Patrick McDonald. That is the only other Michael McDonald I know of in that district.

Q. You are positive you were not near the polls that day?—A. Yes, sir.

JOHN SCOTT, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Scott?—A. 261 Dundaff street.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. How long had you been living there prior to last November election?—A. About nineteen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. And you voted there last November, did you, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. And how old are you?—A. Forty-five.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist another in marking a ballot?—A. No, sir.

Q. Let me see your tax receipt.

(Witness produces receipt.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Do you own a property there?—A. Yes, sir.

Q. And is the title in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., March 20, 1902, including a county tax for the year 1901 in the Sixth Ward of Carbondale, signed Wm. Passmore, collector.)

MARTIN HART, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, please?—A. 206 Dundaff street, in the Second district of the Sixth Ward.

Q. And how long had you been living there before the November election last?—A. Been there twenty-four years.

Q. Were you there all last summer?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. Let me see your tax receipt.

(Witness produces receipt.)

Q. What is your occupation?—A. Engineer.

Q. Are you boarding or keeping house?—A. Boarding with the old folks.

Q. You are boarding with your parents?—A. Yes, sir.

Q. Did you pay this tax yourself to Mr. Passmore?—A. My mother paid them.

Q. And your mother paid this, did she?—A. Yes, sir.

Q. From your money, I presume?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., April 30, 1902, including a county tax for the year 1901, signed Wm. Passmore, collector.)

S. W. BEACH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Beach?—A. Thirty-eight and a half Canaan street.

Q. Living there all last summer, were you?—A. Yes, sir, I have lived there eight years.

Q. That is in the First district of the Fifth Ward?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. What place did you vote, up there?—A. In Bunnells.

Q. Where were you born?—A. Born in New York State.

Q. How old are you?—A. I am 47 years old.

Q. Let me see your tax receipt.

Q. You are an engineer by occupation, are you, Mr. Beach?—A. Yes.

(The witness produces a tax receipt dated Carbondale, Pa., October 17, 1902, including a county tax for the year 1901, in the Fifth Ward, signed William Passmore, collector. Also a tax receipt dated October 17, 1902, including a county tax for the year 1900, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. The earlier tax, if you paid one, of course, would be paid in 1899, wouldn't it?—A. Yes, sir.

Q. You haven't got a receipt for that tax?—A. Not that I know of; I might have it around the house somewhere; I could not say.

FRANK FLOOD, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Flood?—A. 158 Canaan street.

Q. And you were living there all last summer, were you?—A. Yes, sir.

Q. And you voted there in the First district, Sixth Ward?—A. Yes, sir.

Q. And for the office of Congressman last November?—A. Yes, sir.

Q. Where were you born?—A. New York State.

Q. How old are you?—A. Forty-six.

Q. Do you own a property, Mr. Flood?—A. Yes, sir.

Q. Is the title to that property in your own name?—A. Yes, sir.
(The witness produces a tax receipt dated Carbondale, Pa., March 18, 1902, including a county tax for the year 1901, in the ——— Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone else in marking one?—A. No, sir.

JOHN SHAPLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Oak avenue, No. 25.

Q. And were you living there all last summer?—A. Yes, sir.

Q. In the First district, Sixth Ward?—A. I think it is.

Q. Where do you vote?—A. I vote just above, in Thompson's building.

Q. And you did vote there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day?—A. I don't, exactly—forenoon or afternoon.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Did you assist anyone in marking a ballot?—A. No, sir; I didn't.

Q. Was there anyone in the booth with you when you voted?—A. No, sir.

Q. Where were you born?—A. Born in Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. Sixty-three past.

Q. Let me see your tax receipt, please.

Q. What is your occupation?—A. Well, sir, I callit laborer.

Q. Did you pay this yourself to Mr. Passmore, the collector?—A. Yes.

(The witness produces a tax receipt dated December 3, 1901, including a county tax for the year 1901, in the Sixth Ward, signed Wm. Passmore, collector.)

JAMES BARBOUR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 34 Forty-second street, I believe.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember about what time?—A. Between 6 and 7 o'clock in the evening.

Q. How long had you been living in that district before the election?—A. All my life there, thirty years next May.

Q. There all last summer, were you?—A. I was out on a little vacation during the strike.

Q. Where were you then?—A. Up in York State, working.

Q. When did you get back from York State?—A. Right after the strike.

Q. The latter part of October?—A. A few days before election, wasn't it? The beginning of October, I think it was—I was back in the beginning of October—I came back three weeks before they started to work.

Q. The early part of October you returned? Are you married or single?—A. I was married, I am single now.

Q. Were you boarding there in the district?—A. Not now; I am living in the Fifth Ward now, the last couple of months.

Q. You were boarding there in the district last summer when you were there?—A. Yes, sir.

Q. I don't suppose you paid board in the Sixth Ward while you were in York State, while you were working, did you?—A. No, sir.

Q. Where were you born?—A. I was born in the old country; in Ireland.

Q. Did you say how old you were?—A. Forty-four.

Q. Let me see your tax receipt, please.—A. I have two of them.

(The witness produces a tax receipt dated Carbondale, Pa., December 28, 1901, including a county tax for the year 1901, in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

Q. Did you pay that yourself to Mr. Passmore?—A. Yes, sir.

Q. And in the month of December, 1901, you think you paid it?—A. Just when that is dated I paid him.

Q. Let me see your naturalization certificate.

Q. Can you give us the date of your birth?—A. I think in 1858.

Q. And the date when you came to this country?—A. Yes, sir; May, 1873.

Q. How old did you consider yourself then?—A. I think I must have been about 13 or 14 years.

Q. You were present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to James Barber, a native of Ireland, dated the 6th day of October, 1882, signed W. G. Daniels, clerk of the court of quarter sessions.)

JOHN F. BOLAND, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Boland?—A. 251 Dundaff street.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. And how long have you been living there before the last November election?—

A. I was born there, and lived there all my life.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. I was born there in the district.

Q. How old are you?—A. Forty-two past.

Q. Let me see your tax receipts.

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.

Q. Was there anyone in the booth with you when you voted?—A. No.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. You own a property up there, do you, Mr. Boland?—A. Yee, sir.

Q. Is the title to that property in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., October 29, 1901, including a county tax for the year 1901 in the Sixth Ward, city of Carbondale, signed Wm. Passmore, collector.)

PATRICK BOLAND, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Boland?—A. 262 Dundaff street.

Q. And that is in the Second district, Sixth Ward?—A. Yes, sir.

Q. And how long had you been living there before the last November election?—

A. I always lived there.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—

A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone else?—A. No, sir.

Q. Let me see your tax receipt. [Produces receipt.]

Q. What is your occupation?—A. Clerk.

Q. Did you pay this tax yourself?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale Pa., August 30, 1901, including a county tax for the year 1900 in the Sixth Ward, Carbondale, signed Wm. Passmore, collector.)

Q. Did you say how old you were?—A. Twenty-nine.

JOHN D. BOLAND, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Boland?—A. 262 Dundaff street.

Q. That is in the Second district, Sixth Ward?—A. Yes, sir.

Q. How long had you lived there before last November election?—A. All my life.

Q. You were there all last summer?—A. No, sir.

Q. Where were you?—A. Down the country.

Q. Working?—A. Yes, sir.

Q. When did you get back?—A. In August.

Q. What time?—A. Along the fore part.

Q. Will you give us the exact date?—A. I would not say whether it was the 9th or the 10th.

Q. You are positive it was not later than the 10th?—A. Positive.

Q. And from that time on, you were there in that district all the time, were you?—

A. Yees, sir.

Q. Boarding?—A. Yes; with my parents.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Twenty-six.

Q. Let me see your tax receipts.

Q. You are a miner, Mr. Boland?—A. Yes, sir.

Q. Nos. 1 and 3 shafts of the Delaware and Hudson Company?—A. That is where I was at that time.

Q. And this tax was paid by the company for you?—A. It was my money paid it.

Q. It was paid by the paymaster and the receipt handed to you?—A. Yes, sir.

Q. That is the first knowledge you had about their paying it, wasn't it?—A. I understand that way—

Q. Well, that was the first knowledge?—A. I would just as leave my taxes would be collected that way.

Q. You did know that they were going to be collected?—A. I kinder suspected they would.

Q. But you didn't know it?—A. I ain't supposed to know it.

Q. The first knowledge you had of the payment of this tax was when the receipt was handed to you by the paymaster?—A. Yes, sir.

Q. You had never had any conversation with them about paying it?—A. No, sir.

Q. Prior to the payment of this tax, you had never authorized them to pay it for you?—A. No, sir.

(The witness produces a tax receipt dated Carbondale, Pa., ———, 1901 (1900), including a county tax for the year 1900 in the ——— Ward, Carbondale, signed Wm. Passmore, collector.)

Q. Can you tell us what pay this was taken out of, Mr. Boland?—A. Not exactly. Some time in the fall; I could not say positively.

Q. Some time in the fall of 1900 for the 1900 tax?—A. Some time in the fall; I could not say positively what date it was.

Q. You could not tell us whether it was September, October, or November, or when it was along there?—A. In December or January, I believe.

Q. For the 1900 tax it would not be in January, 1901, would it?—A. Yes, it was in January, 1901, or December, 1901; I ain't sure.

Q. I understand you haven't any recollection of it yourself positively, have you—or how about that?—A. I would not state positively about it whether it was December or January.

Q. You would not be sure whether it was November or October?—A. Yes; I am sure it was not October or November.

Q. But you don't remember what pay it was taken out of?—A. No; not positively.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist another?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. I have one in 1901.

Mr. OLVER. Go ahead and offer it.

Mr. BRENNAN. The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, county tax of 49 cents, signed Wm. Passmore, collector. Memorandum, "Miner."

Redirect examination by Mr. OLVER:

Q. This tax which Mr. Brennan has just offered in evidence was paid in the same way that the other which I offered was paid; that is, through the company?—

A. Yes, sir.

Q. And under the same conditions?—A. What conditions?

Q. I mean that, in every way—you never had any conversation with the company about paying it for you, and you never authorized them to pay it—A. I had tax receipts before—I kinder understood it was to be stopped again, when I had them stopped before.

Q. Now won't you be kind enough to answer my question—if it is not a fair question of the way this tax was paid?—A. Ain't that fair enough?

Q. Have I got to go all over this again?—A. That was paid just the same as the other one, if that will do.

Q. They were not both paid out of the same pay, were they, Mr. Boland?—A. Yes, sir, they were.

Recross-examination by Mr. BRENNAN:

Q. You didn't object to the company stopping your taxes out of your pay?—A. No, sir.

Q. You were willing to have your taxes stopped in that way?—A. Yes, sir.

RICHARD D. CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Connor?—A. 254 Dundaff street.
 Q. That is in the Second district, Sixth Ward?—A. Yes, sir.
 Q. And you voted there for the office of Congressman, last November?—A. Yes, sir.
 Q. Do you remember what time of day?—A. In the morning.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else?—A. No, sir.
 Q. How long had you been living in that district prior to the election?—A. Three years.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Boarding, or keeping house?—A. Keeping house.
 Q. And you were last year keeping house there?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty-two.
 Q. Let me see your tax receipts, please.
 Q. How long ago was it you lived in Fell Township?—A. Very near four years.
 Q. You have a property up there?—A. Yes, sir.
 Q. You haven't paid any State or county taxes down here in Carbondale, have you?—A. No, sir; always paid in the township.
 Q. You say you never have paid any State or county taxes down here?—A. No, sir.
 Q. Did you make an affidavit at the last election?—A. No, sir.
 Q. And you didn't swear in your vote?—A. No, sir.
 Q. You were not asked to swear it in, were you?—A. No, sir.
 Q. Was your name on the register list?—A. Yes, sir.
 Q. The title to this property up in Fell Township is in your own name, is it?—A. Yes, sir.
 Q. You paid this tax to Mr. White yourself?—A. Yes, sir.
 (The witness produces a tax receipt dated May 5, 1902, including a county tax for the year 1901, in the township of Fell, signed Joseph White, collector.)

PETER FOX, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Fox?—A. Dundaff street. I have no number.
 Q. About where is it on Dundaff street?—A. Well, off of the polls.
 Q. And that is in the Second district, Sixth Ward?—A. Yes, sir.
 Q. How long had you lived there before last November?—A. Well, about forty-four years, off and on.
 Q. Were you there all last summer?—A. Part of it.
 Q. Where were you the other part of it?—A. Traveling. I never have been more than twenty days out of the district, though; and I have not been out of the State.
 Q. The last twenty days you were out of the district prior to last November, what time did you get back there from that trip, if you know?—A. Well, sir, I could not tell you.
 Q. Do you think you were there in the district for 60 days continuously before the election?—A. I don't believe I have been.
 Q. Are you boarding?—A. Yes, sir. I have been three times in thirty days back home—never had no washing or anything else done outside of the place. I always come home for my clothes.
 Q. What is your occupation?—A. Miner.
 Q. And you were traveling last summer looking for work, were you?—A. Yes, sir; looking for work.
 Q. If you had secured work somewhere, you would probably have stayed away where you got your work, wouldn't you?—A. Yes, sir.
 Q. And you didn't have any well-defined intention of returning to Carbondale, if you had secured work elsewhere?—A. Yes, sir; that is where I make my home.
 Q. If you had secured work, you would not?—A. Yes, sir; I would. I hold my residence here all the time—my intention is to live here where I have been born.
 Q. You voted up there last November, did you, for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what time of the day?—A. In the evening.
 Q. Was there anyone assisted you in marking your ballot?—A. I asked permission of the judge.

- Q. Who assisted you in marking your ballot?—A. John Boland.
 Q. You asked him to assist you?—A. I asked the judge.
 Q. And then you asked John?—A. Yes, sir.
 Q. What did you tell the judge?—A. I asked him if I could have such a man to assist me.
 Q. And that is all you said to the judge?—A. Yes.
 Q. And the judge made no objection?—A. No, sir.
 Q. And you went in, and John went in with you?—A. Yes, sir.
 Q. Did John mark the ballot, or did you?—A. I marked it. I just asked for information, and then I seen myself and I marked it with my own free will.
 Q. Did John give you any information which you could not have got for yourself?—A. No, sir.
 Q. You kinder wanted John to see how you marked it, didn't you?—A. No, sir; not altogether.
 Q. That was part of it, wasn't it?—A. No, sir; it wasn't.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Forty-four.
 Q. Let me see your tax receipt.—A. I haven't got any.
 Q. You were subpoenaed to produce your tax receipts?—A. I destroyed them all.
 By Mr. OLVER. I move to strike out the latter part of the answer.
 Q. You were subpoenaed to produce your tax receipts for county taxes paid within two years prior to last November?—A. I have them all paid.
 Q. Do you consider that an answer to my question?
 By Mr. OLVER. I move to strike out the answer.
 Q. You were subpoenaed to produce such tax receipts?—A. Yes; but I never read it.
 Q. How do you know that it required you to come here to day, then?—A. I seen my name on it, and I just read the name.
 Q. Seeing your name on it you knew that it meant that you should come down here to-day at 10 o'clock—just seeing your name on it?—A. That is right.

Cross-examination by Mr. BRENNAN:

- Q. Can you read and write, Mr. Fox?—A. Yes, sir; but I haven't read it.

WILLIAM PARKER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Parker?—A. 22 Peck avenue.
 Q. That is in the Second district, Sixth Ward?—A. Yes, sir.
 Q. How long have you been living there before the last election?—A. Pretty near a year.
 Q. Can you give us the date when you moved in there?—A. The 26th of December, 1901.
 Q. And have you been living there all the time since?—A. Yes.
 Q. You were not out last summer anywhere?—A. No, sir.
 Q. Where were you born?—A. Easton.
 Q. How old are you?—A. Twenty-five.
 Q. When were you 25?—A. I will be 25 the 3d of next March.
 Q. You voted up there last November, did you, for the office of Congressman?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you assist anyone in marking theirs?—A. No, sir.
 Q. Let me see your tax receipts.—A. I never paid any.

JOHN MONAGHAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 121 Farview street.
 Q. That is in the Second district, Sixth Ward, is it?—A. Yes, sir.
 Q. How long had you been living there before the last November election?—A. About 42 years.
 Q. There all last summer, were you?—A. Yes, sir.
 Q. Married and keeping house?—A. Staying home with my parents.
 Q. Where were you born?—A. England.
 Q. How old were you when you came to this country?—A. Twelve years.
 Q. Do you remember the date when you landed?—A. On the 27th of November, 1870 (1870).
 Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir; it has been through the war, too.

Q. Were you present in court and sworn when you received this?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out the court of quarter sessions of Lackawanna County to John Monaghan, a native of England, dated the 5th day of October, 1882, signed W. G. Daniels, clerk of the court of quarter sessions.)

Q. Let me see your tax receipt.—A. I haven't got them.

Q. You could not swear that you paid any within two years?—A. No, sir; I could not swear to it; I have been trying to hunt them up, but I could not find any.

Q. You did not go to the tax collector to see if you had paid it?—A. No, sir.

Q. You voted up there for the office of Congressman, did you?—A. Yes, sir; I voted, but not for any of those men that you are on.

THOMAS MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Moran?—A. 124 Powderly road.

Q. That is in the Second district of the Fourth Ward?—A. Yes, sir.

Q. How long had you been living there before the last November election?—A. I was born there forty-five years ago.

Q. You were living there all last summer, were you?—A. Yes.

Q. And you voted there last November for the office of Congress?—A. Yes, sir.

Q. You say you were born in this city?—A. Yes, sir.

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist anybody in marking a ballot?—A. No, sir; I didn't assist anybody.

Q. Let me see your tax receipt.

Q. You are a miner at the Powderly mines, and No. 58, at the time this tax was paid?—A. Yes, sir.

Q. They were paid by the company?—A. Yes, sir.

Q. Had you ever talked with the company about paying this for you?—A. No, sir.

Q. You never authorized them to pay it.—A. No, sir.

Q. The first thing you knew of its being paid was when the receipt was handed to you by the paymaster?—A. That is right.

Q. Do you remember what month's pay this was taken out of, Mr. Moran?—A. I don't remember—it is on there, December.

Q. You think it was in the December pay of 1901, do you?—A. I would not be very sure—it is on there, December, I think.

Q. The question is whether you can recall what pay it was taken out of?—A. Hardly.

(The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1901, in the ——— Ward, Car bondale, signed Wm. Passmore, collector, on which is indorsed the following memorandum: "Miner, No. 58, Powderly mines.")

Cross-examination by Mr. BRENNAN:

Q. Is that the only tax receipt you have with you?—A. I have another tax receipt, but it is 1900, I think; it was paid the same time.

Q. Those taxes were stopped out of your wages by the company?—A. Yes, sir.

Q. You didn't object to the company stopping them out of your wages?—A. No, sir.

Q. You were perfectly willing that they should stop them out of your wages in that manner?—A. Perfectly willing; yes, sir.

By Mr. OLVER:

Q. Those are the only bills of yours that the company pays for you, aren't they?—A. Yes, sir.

JAMES M. WALKER, called by contestant and sworn..

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 26 Belmont street.

Q. And that is in what ward and district?—A. Fifth Ward, and I don't know what district it is—

Q. Where do you vote?—A. I vote up there to—that old fellow's name, that owns that building—Bunnell's Building.

Q. That is in the First district of the Fifth Ward, isn't it?—A. I think it is.

Q. How long had you been living there in that district before the last November election?—A. Over three years.

Q. Keeping house?—A. Yes, sir.

Q. There all the time last summer?—A. Yes, sir.

Q. Where were you born?—A. Susquehanna County, Pa.

Q. How old are you?—A. Thirty-seven last January.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. What is your occupation?—A. Boiler maker now; when I paid that I was a laborer.

Q. Where was Mr. Passmore when you paid him this?—A. I could not tell that.

Q. Do you remember whether he came to the house for it?—A. I could not say whether he came to the house or whether I came down town and paid it; I can not remember back that far, but I think I went down and paid him somewhere in a hardware store on South Main street.

Q. And he handed you this receipt at the time you paid him, did he?—A. Yes, sir. (The witness produces a tax receipt dated Carbondale, Pa., January 18, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you assist anyone in marking a ballot that day?—A. No.

PHILIP HOGAN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number, Mr. Hogan?—A. 14 Dundaff street—Erie street; they call it Dundaff street, though.

Q. What ward and district is that?—A. Sixth Ward, Second district.

Q. How long had you been living there prior to the last November election?—A. About three years.

Q. Boarding or keeping house?—A. Living with my sister.

Q. You were there all last summer?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. Yes.

Q. Who was it?—A. Harry Parker.

Q. Who is Harry Parker?—A. Why, he was a watcher up there; I suppose he was, that day.

Q. Was that the first time you ever voted?—A. Yes, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. Who was your witness when you swore in your vote?—A. I swore it in myself.

Q. Didn't you have someone else to sign an affidavit with you?—A. No, sir.

Q. What did you do, just hold up your hand and take the oath?—A. No, sir; walked right in.

Q. Then you didn't swear in your vote—you didn't make any affidavit?—A. No, sir.

Q. You just took the ballot that they handed you and walked right in with Harry Parker?—A. Yes, sir.

Q. Did you say anything to the election board about Harry going in with you?—A. No, sir.

Q. And they didn't say anything to you about it?—A. No, sir.

Q. He was one of the watchers, you say—or was he one of the workers?—A. Whether he was a watcher or a worker I don't know.

Q. Did you meet him there at the polls?—A. No, sir; he came out to my house.

Q. And you went down to the polls with him?—A. Yes, sir.

Q. And you went right into the polls with him and marked your ballot?—A. Yes, sir.

Q. Where were you born?—A. Pittston.

Q. Pennsylvania?—A. Yes, sir.

Q. What is the date of your birth?—A. I could not exactly tell you that from memory; my memory don't drift back that far.

Q. How old are you?—A. Twenty-two.

Q. When were you 22?—A. Last October, the 23d.

Q. I presume you never paid any State or county taxes?—A. No, sir; that was the first time I voted.

Q. You and Harry were talking on your way down to the polls, I presume, as to who you were going to vote for?—A. No, sir.

Q. He didn't say anything to you as to who you were expected to vote for?—A. No, sir.

Q. You knew who he was working for that day at the polls, didn't you?—A. Certainly knew who he was working for.

Q. Who was he working for?

Mr. BRENNAN. I object to that question.

A. I don't have to answer that question, do I?

(Question repeated by counsel.)

A. Connell, I believe.

Q. He didn't say anything to you, you say, as to who you should vote for?—

A. No, sir.

Q. Not a word said?—A. No, sir.

Q. Didn't influence you in any way?—A. No, sir.

Q. And the reason you took him in, I suppose, was because you never voted before?—A. That was the reason; I had never voted before.

PATRICK CUMMINGS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. I ain't got any number.

Q. Have you got a street?—A. Powderly street is all I can count for.

Q. About where is your residence on Powderly street?—A. Why, it is pretty close to the city line there, in the Fourth Ward.

Q. In what district of the Fourth Ward?—A. The Second district.

Q. How long had you been living there in that district prior to last November election?—A. Oh, I have been living there 12 or 13 years, I guess, altogether.

Q. Were you there all last summer?—A. Yes, sir.

Q. Boarding or keeping house?—A. Keeping house.

Q. And you voted there for the office of Congressman last November?—A. Yes, sir.

Q. Where were you born?—A. Right here in Carbondale.

Q. And how old are you?—A. Thirty-eight years.

Q. Did you have any assistance in marking your ballot last fall?—A. No, sir.

Q. Was there anyone in the booth with you when you voted?—A. No.

Q. Did you assist in marking a ballot for anyone else that day?—A. No, sir.

Q. Let me see your tax receipt.—A. What one do you want?

Q. State and county taxes paid within two years prior to last November.

Q. Did you pay this tax yourself with your own money?—A. Most undoubtedly.

Q. You think you paid it last May, did you?—A. Yes, sir.

Q. You received this receipt from Mr. Passmore yourself, did you—handed to you by him, was it?—A. No, sir; it was not.

Q. From whom did you get it?—A. My wife paid it in my absence, I presume—while it was my cash that paid it.

(The witness produces a tax receipt dated Carbondale, Pa., May 1, 1902, including a county tax for the year 1902, in the Fourth Ward, Carbondale, signed Wm. Passmore, collector.)

Now, 2.50 p. m., hearing is adjourned to meet in the same place to-morrow morning at 9 o'clock.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., Tuesday, February 10, 1903, at 9 a. m., pursuant to last adjournment, the taking of evidence is resumed before John Taylor, commissioner.

Appearances for contestant: C. E. Olver, esq.; for respondent, Mayor O'Neill.

JOHN J. HIGGINS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Higgins?—A. No. 3 Canaan street.

Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir; I think so, at any rate.

Q. Where did you vote up there—in what place?—A. In the Bunnell election booth up there.

Q. And you did vote there last November for the office of Congressman, did you?—A. I did; yes, sir.

Q. Do you remember what time of the day?—A. I think between the hours of 9 and 10; I am not quite sure.

Q. How long had you been living there before the election?—A. I was living there two years last October; I was living there two years prior to November.

Q. Were you there all the time during that time?—A. Yes, sir; continuously lived there.

Q. You were not working elsewhere last summer?—A. No, sir.

Q. Where were you born?—A. Carbondale Township.

- Q. How old are you?—A. I was born in 1866, August 20.
 Q. Did you mark your own ballot at that election?—A. I did.
 Q. Anyone in the booth with you when you voted?—A. No.
 Q. Did you assist in marking a ballot for anyone else that day?—A. No; I did not.
 Q. Did you swear in your vote?—A. No.
 Q. Let me see your tax receipt.—A. That is something I omitted. I forget to take them up with me.
 Q. You were subpoenaed to produce your tax receipts for county taxes paid within two years prior to last November; you had one of those printed notices?—A. Yes; I believe I did.

LAWRENCE BURKE [witness is very deaf], called by contestant and sworn

Direct examination by Mr. OLVER:

- Q. Where were you born—were you born in this country?—A. No, sir.
 Q. Let me see your citizen paper.—A. I didn't bring them. I got them out.
 Mr. OLVER. I move to strike out the latter part of the answer.
 Q. You have no paper here with you, have you?—A. No.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

HUGH SHANNON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Shannon?—A. 96 Canaan street.
 Q. And that is in the First district, Fifth Ward, is it?—A. Yes, sir.
 Q. And how long had you been living there?—A. All my lifetime.
 Q. There all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Twenty-five years old.
 Q. And you voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Let me see your tax receipts.
 (The witness produces a tax receipt dated Carbondale, Pa., December 3, 1901, including a county tax for the year 1900, in the Fifth Ward, signed Wm. Passmore, collector; also a tax receipt dated February 5, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)
 Q. Did you pay this tax yourself, personally?—A. Yes, sir.
 Q. What is your occupation?—A. Laborer.
 Q. You paid this 1901 tax also, did you, yourself?—A. Yes; paid both of them myself.
 Q. You didn't pay them both at the same time?—A. No, sir.

BARNEY SONTAG, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Sontag?—A. My street is Jeffrey street, No. 14.
 Q. And that is in the First district, Fifth Ward, is it?—A. Yes, sir.
 Q. And how long had you been living there before the last election?—A. I have lived there since I have been in Carbondale—thirty years.
 Q. Keeping house, are you?—A. Yes, sir.
 Q. Where were you born?—A. Germany.
 Q. Well, how old were you when you came to this country?—A. Twenty-eight.
 Q. How old are you now?—A. Sixty-six.
 Q. Can you give us the date when you landed?—A. Yes, sir; I landed in 1863, the 11th of May.
 Q. Is this your certificate of naturalization?—A. Yes, sir.
 Q. Were you present in court and sworn when you received this certificate?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Bernard Sontag, a native of Germany, dated the 4th of October, 1882.)
 Q. Are these your tax receipts?—A. Yes, sir.
 Q. You own a property up there, Mr. Sontag?—A. Yes, sir.

Q. And the deed for that property is in your own name, is it?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., January 9, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector; also tax receipt dated Carbondale, Pa., May 31, 1891, including a county tax for the year 1900, in the Fifth Ward of Carbondale, signed Wm. Passmore, collector.)

Q. Mr. Sontag, you paid this 1901 tax yourself, you said?—A. Yes, sir.

Q. You noticed the date on this receipt—the figure “2?”—A. Yes; it was in January, 1902, when I paid for 1901, but that date is just as it was.

Q. But that date is just as it was when it came to you from Mr. Passmore. Mr. Passmore made that figure “2” there, did he?—A. Yes, sir.

Q. Did you see him make it?—A. Of course I saw him make it where I paid it.

Q. And it was January of last year that you paid it?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Was there anyone in the booth with you?—A. No, sir.

Q. Did you mark a ballot for anyone else that day—did you go into the booth with anyone?—A. I go alone in from work.

Q. Did you go into the booth with anyone else to help mark their ballot?—A. No, sir.

Q. And you didn't swear in your vote, of course?—A. No.

THOMAS HOWARD, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Howard?—A. Well, it used to be 110 Canaan street, but they have changed the number; I forget what number it is now—it goes yet by 110.

Q. And that is in the First district, Fifth Ward?—A. Yes, sir.

Q. And how long had you lived there prior to the last election?—A. About twenty-two years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. 44.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day?—A. Well, I suppose it was about between 9 and 10 o'clock—somewhere around there.

Q. You didn't swear in your vote, did you?—A. No, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone that day in marking a ballot?—A. No, sir.

Q. Let me see your tax receipts.

(The witness produces a tax receipt dated Carbondale, Pa., October 11, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

Q. Did you pay these taxes yourself?—A. Yes, sir; I did.

Q. You own a property there, do you?—A. Yes, sir.

Q. Is the title in your own name?—A. Yes, sir.

S. V. STOCKMAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Stockman?—A. Gravity avenue, No. 11.

Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir.

Q. And how long had you lived there prior to the last November election?—A. About two years.

Q. Can you give us the date when you moved in there?—A. 1899, the 15th of December.

Q. The 15th of December, 1899?—A. Yes, sir.

Q. And have you been there ever since?—A. Yes, sir.

Q. Are you keeping house?—A. Yes, sir.

Q. How old are you?—A. I will be 44 the 1st of July.

Q. Where were you born?—A. Germany.

Q. How old were you when you came to this country?—A. 17.

Q. Can you give us the date of your birth?—A. 1859.

Q. What date did you land?—A. 1876, not exactly; I don't know whether it was the 27th or the 29th of September.

Q. Of what year?—A. 1876.

Q. Let me see your certificate of naturalization, please.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Sebastian V. Stockman, a native of Germany, dated the 3d day of October, 1882.)

Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this yourself?—A. Yes, sir.

Q. What is your occupation?—A. Music teacher.

Q. And you paid this on the date that the receipt is dated; did you?—A. Yes, sir.
(The witness produces a tax receipt dated Carbondale, Pa., June 14, 1902; including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. You didn't have any assistance in marking your ballot?—A. No; I guess not.

Q. And you didn't mark one for any one else?—A. No.

MATTHEW MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number Mr. Manion?—A. Canaan street. Number 45. I think it is—I ain't sure.

Q. And that is in the First district of the Fifth Ward?—A. Yes, sir.

Q. How long have you been living there?—A. About 26 or 27 years.

Q. You were there all last summer; were you?—A. I was there ever since.

Q. Married and keeping house are you?—A. Yes, sir.

Q. And that is your home?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. Can you give us the date of your birth?—A. Not exactly, but I think it was in 1842.

Q. Can you give us the date when you landed in this country?—A. Yes, sir; in 1864; on the 22d day of May.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Let me see it please. [Produces certificate.]

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Matthew Manion, a native of Ireland, dated the 7th of October, 1882.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes yourself?—A. Well, I sent them with a man that worked along with me to pay Mr. Passmore, and he brought me back the receipt.

Q. You authorized that man to pay them for you, did you?—A. Yes, sir. I sent the money with him, and he brought me back the receipt.

Q. Who is Mattie Manion?—A. They call me Matty for short.

Q. And you are the Mattie that is mentioned in the receipt, are you?—A. Yes, sir. I suppose so.

Q. You own a property up there?—A. Yes, sir.

Q. Is the title to that property in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., July 19, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir; I could do it myself.

Q. You didn't go into the booth with anyone to assist them in marking their ballot?—A. No, sir.

FRANK D. COLLINS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 29 Canaan street.

Q. And that is in the First district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived there before the last election?—A. Six or seven years.

Q. Boarding?—A. Yes, sir.

Q. With your parents?—A. Yes, sir.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. You were not working elsewhere last summer?—A. No, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Twenty-six.

Q. When were you 26?—A. Last July.

Q. You voted up there last November, did you, for the office of Congressman?—

A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you assist in marking a ballot for anyone else?—A. No, sir.

Q. Let me see your tax receipts, please.—A. I mislaid the 1901 receipt.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay it yourself?—A. Yes, sir.

Q. What is your occupation?—A. Electrician.

Q. That is, you handed the money for this tax to Mr. Passmore, yourself?—A. Yes, sir.

(The witness produces a tax receipt dated August 20, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

J. P. COLLINS, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number, Mr. Collins?—A. 29 Connor street.

Q. And you have been living there for a number of years?—A. Yes.

Q. Keeping house?—A. Yes, sir.

Q. Were you there all last summer?—A. Yes, sir.

Q. And you voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. And what was the date of your birth?—A. June, 1847.

Q. What was the date when you landed in this country?—A. About eleven months after.

Q. Have you with you a certificate of naturalization issued to yourself?—A. I have.

Q. Were you present in court and sworn when you received this?—A. I certainly was.

(The witness produces a certificate of naturalization issued out of the court of _____, the mayor's court, of Carbondale, to John P. Collins, a native of Ireland, dated the 17th day of May, 1870.)

Q. Let me see your tax receipts.

Q. Are these your tax receipts?—A. They certainly are.

Q. You paid them yourself?—A. I certainly did.

Q. Handed them personally to Mr. Passmore?—A. Handed them personally to Mr. Passmore.

(The witness produces a tax receipt dated September 28, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector. Also a tax receipt dated July 2, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

THOMAS CLIFF, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. I sold my property.

Q. What is your street and number now, where you live?—A. Brook street.

Q. What number?—A. There ain't no number here.

Q. Near what place on Brook street?—A. Right across the creek from Mother Johnson's corner.

Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir.

Q. And was that where you were living last November?—A. Yes, sir.

Q. And how long had you been living there before last November election?—A. I built there—a shanty there, last spring.

Q. And what time did you get to living there last summer?—A. In May.

Q. And you were there right along all the time from May until election?—A. Yes, sir; I lived in the Fifth Ward for the last 25 years.

Q. But not in that same district?—A. I guess it is the same district.

Q. Where did you vote before you moved?—A. At Bunnell's, the same place.

Q. Now, where were you born?—A. I was born in England.

Q. Can you give us the date of your birth?—A. No; I can not, exactly; I am about 65 years old.

Q. Can you give us the date when you landed in this country?—A. I can, yes, sir; I came in 1862, on September the 19th, in New York.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. No, sir; I never took out any papers; I went into the Army.

Q. You never had any naturalization papers?—A. No, sir; I did not have any. I supposed because if I went in the Army it made us a citizen at that time.

Mr. OLVER. I move that the latter part of the answer be stricken out.

Q. You voted up there last November for the office of Congressman?—A. Well, I voted, but I don't know who I voted for.

Q. You voted for all the candidates that were to be voted for?—A. I went in and voted the Republican ticket, that is all I know about it.

Q. You voted a straight ticket?—A. I did that time—sometimes I split the ticket.

Q. Last November you are certain you voted the straight ticket?—A. Yes, sir; I voted the straight ticket.

Q. You are sure about that, are you?—A. Yes, sir; I am sure about it.

Q. Did you have any assistance in marking your ballot?—A. No, sir; I didn't need anybody at all.

Q. Was there anybody in the booth with you when you voted?—A. Nobody.

Q. Let me see your tax receipts.—A. I haven't got any. I sold my property in 1900, and they never come to collect any taxes since I sold my property to Holt.

Q. The last which you paid; did you pay the 1900 tax?—A. No; Holt paid the taxes on the property.

JAMES CLIFF, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Cliff; you live with your father, do you?—A. No, sir.

Q. Then what is your street and number?—A. 34 Mitchell avenue.

Q. That is in the First district, Fifth Ward?—A. Yes, sir.

Q. How long had you been living there prior to last November election?—A. About a year. I have lived there two years now; two years the 5th of next May.

Q. Then, from the 5th of May, 1901, you have been living there right along, all the time?—A. Yes, sir.

Q. There all last summer, were you?—A. Yes, sir.

Q. And you voted there for the office of Congressman last November?—A. Yes, sir.

Q. Where were you born?—A. Kentucky; Covington, Ky.

Q. How old are you?—A. Thirty-three in April.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. You did not assist anyone in marking a ballot?—A. No, sir.

Q. Let me see your tax receipts, please.

(The witness produces a tax receipt dated December 3, 1901, including a county tax for the year 1900, signed Wm. Passmore, collector.)

Q. What is your occupation, Mr. Cliff?—A. Laborer.

Q. You paid these taxes yourself, did you?—A. Yes, sir.

FRANK DEVERS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Devers?—A. No. 51 Canaan street.

Q. And that is in the First district, Fifth Ward, is it?—A. Yes, sir.

Q. How long had you been living there prior to the last November election?—A. Fourteen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. And your home is there?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. And how old are you?—A. Forty-three years of age.

Q. Did you have any assistance in marking your ballot at the election last November?—A. No, sir.

Q. You were not in the booth with anyone, were you?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. Did you pay this yourself?—A. Yes, sir.

Q. What is your occupation?—A. Tinner and plumber.

(The witness produces a tax receipt dated October 1, 1901, including a county tax for the year 1901, in the Fifth Ward, Carbondale, signed Wm. Passmore, collector.)

JOHN DALTON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 109 Canaan street.

Q. And you have lived up there for some time, have you?—A. Yes, about thirty years.

Q. Were you there all last summer?—A. Yes; with the exception of about three months, on a visit.

Q. Where were you then?—A. New York City.

Q. Working?—A. Yes, sir.

Q. Are you married and keeping house, or boarding?—A. Boarding.

Q. With your parents?—A. Yes, sir.

Q. And the number which you have given is the number of their residence?—A. Yes, sir.

Q. What time did you get back from New York?—A. Some time about September the 1st.

Q. Can you give us the exact date?—A. No; I can not give you the exact date.

Q. You are positive it was before the 10th of September, are you?—A. Yes, sir.

Q. What would be your best judgment—your best recollection as to the time you got back?—A. Well, I don't know; I could not give the exact date, but I know it was somewhere between the 1st and the 5th—somewhere along there.

Q. You think it was not as late as the 5th?—A. No; I hardly think so.

Q. Was it as late as the 4th?—A. Possibly.

Q. I wish there was something by which you could fix that exact date, positively; do you remember when you left New York to come back?—A. No, sir.

Q. Was it on the 4th?—A. No; I think it was somewhere between the 1st and the 4th; I ain't sure.

Q. You would not be sure but it might be as late as the 4th that you got back here?—A. Possibly, but not any later.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty years old.

Q. You voted up there last November in the First district, Fifth Ward, for the office of Congressman?—A. Yes, sir.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. You did not assist another in marking one that day?—A. No, sir.

Q. Let me see your tax receipt.

Q. By the way, did you swear in your vote?—A. No, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. You paid these taxes yourself with your own money?—A. Yes, sir.

Q. That is, you handed the taxes personally to Mr. Passmore?—A. Not personally, no.

Q. Who paid them?—A. My sister.

Q. Did you tell her to pay them?—A. Yes, sir.

Q. That is, before the tax was paid, you told your sister to pay the tax?—A. I left the money in the house to pay it.

(The witness produces a tax receipt dated June 23, 1902, including a county tax for the year 1901, in the Fifth Ward, signed William Passmore, collector.)

Q. Were you here in Carbondale on June 23?—A. No, sir; I was not.

Q. How long had you been gone at that time?—A. At that time I was gone about—not quite a month.

Q. And you think you were down in New York for three months?—A. Yes, sir.

Q. Was it over three months or under three months?—A. A little over three months, I believe.

Q. You could not tell about how much over?—A. Probably three months and a half.

Cross-examination by Mr. BRENNAN:

Q. When you went to New York, what was your intention regarding your remaining or returning?

Mr. OLVER. I object to the question.

A. I didn't intend to make a permanent residence there.

By Mr. OLVER:

Q. You were not paying any board up here in Carbondale while you were down there?—A. I certainly was not.

GARRET DALTON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Canaan street, No. 109.

Q. And that is in the First district, Fifth Ward?—A. Yes, sir.

Q. How long had you been living there before the last election?—A. Well, about thirty two or three years, I guess.

- Q. Keeping house, are you?—A. Yes, sir.
 Q. And your home is there?—A. Yes, sir.
 Q. There all last summer, were you?—A. Except I went fishing for a day.
 Q. Well you had a right to do that of course.—A. Don't you worry.
 Q. Where were you born?—A. Ireland.
 Q. Can you give us the date of your birth?—A. I can not for a fact.
 Q. About when was it?—A. I could not tell you really.
 Q. How old were you when you came to this country?—A. Between 16 and 17.
 Q. Do you remember the date when you landed?—A. I don't.
 Q. How old are you now?—A. Well, really, I could not say—I suppose about 55;
 somewhere along there.

Q. Have you with you a certificate of naturalization which was issued to yourself?—
 A. Yes, sir.

Q. Let me see it, please.

Q. You were present in court and sworn when you received this, were you?—A.
 Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, to Garrett Dalton, a native of Ireland, dated the 5th day of October, 1888.)

Q. Let me see your tax receipts now, please.

Q. Is this your receipt?—A. Yes, sir.

Q. And you paid this tax personally, did you, to the collector?—A. Certainly. If
 I didn't I wouldn't have got that.

Q. Your wife didn't pay them for you?—A. No, sir; she didn't.

Q. You own a property up there?—A. Yes, sir.

Q. The title to that property is in your own name?—A. I believe it is—I know it.

Q. It is, is it?—A. Yes, sir.

(The witness produces a tax receipt dated June 27, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. Was there anyone in the booth with you when you marked your ballot?—A.
 No, sir.

Q. You did not assist anyone in marking a ballot last November?—A. No, sir.

WILLIAM C. GRIFFITHS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 45 Belmont street.

Q. That is in the First district, Fifth Ward?—A. Yes, sir.

Q. And how long had you been living there before the last election?—A. Three
 years.

Q. All the time?—A. Yes, sir; all the time.

Q. Keeping house?—A. Yes, sir.

Q. And that is your home?—A. Yes, sir.

Q. Where were you born?—A. I was born in Fallbrook, Tioga County.

Q. Pennsylvania?—A. Yes, sir.

Q. How old are you?—A. Twenty-eight.

Q. You voted up there in that district and ward for the office of Congressman last
 fall?—A. Yes, sir.

Q. Do you remember what time of day it was?—A. It was along in the afternoon.
 I could not exactly say the hour.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go into the booth with anyone to mark a ballot for them?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. Are these your tax receipts?—A. Yes, sir.

Q. Did you pay them yourself?—A. Yes, sir.

Q. You own a property up there?—A. Yes, sir.

Q. What is your occupation?—A. Railroader.

Q. The title to that property is in your own name, is it?—A. No; it is in my wife's
 name.

Q. And this tax was a tax assessed on that property?—A. Yes; her tax and mine
 is in together.

Q. You never saw the assessment of this tax, did you?—A. No, sir.

Q. You didn't pay any other tax except this tax, have you; you have no separate
 receipt for your occupation tax?—A. No, sir.

Q. You never saw the assessor personally, did you, to be assessed?—A. Yes, sir.

Q. Did you see the assessor when he came around to make the assessment—I am
 not speaking of the tax collector now, I am speaking of the assessor?—A. Oh, no;
 no, sir.

Q. You never received any notice of any assessment levied on your occupation, did you?—A. No, sir.

(The witness produces a tax receipt dated Carbondale, Pa.)

The WITNESS. He made a mistake there. He made 1900, and then he changed it to 1901; he made a mistake on two of them; he put it 1900, and then he changed it again in lead pencil.

(The witness produces a tax receipt dated Carbondale, Pa., July 17, 1902, including a county tax for the year 1901, amount \$3.34, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. You say you did vote up there for the office of Congressman, last November?—A. Yes, sir.

JAMES HOBAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 109 Canaan street.

Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir.

Q. How long had you been living there before the last election?—A. About eighteen months.

Q. Can you give us the date when you moved in there?—A. The 1st of March.

Q. The 1st of March of last year?—A. The year before.

Q. 1901?—A. Yes, sir.

Q. You have been living there all the time since then?—A. Yes, sir.

Q. And you were there all last summer?—A. Yes, sir.

Q. You were not working in some other place, were you?—A. No, sir.

Q. Where were you born?—A. Luzerne County, Pa.

Q. How old are you?—A. Thirty-five.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day it was?—A. It was pretty late in the evening.

Q. Pretty close to 7 o'clock?—A. Yes; around 6.

Q. You were one of the last that voted there, were you?—A. No; I was not—pretty close to 6 o'clock in the evening.

Q. What is your occupation?—A. Laborer.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Was anyone in the booth with you?—A. No, sir.

Q. Did you assist anyone else in marking a ballot that day?—A. No, sir.

Q. Let me see your tax receipt?—A. I didn't have any.

Q. What is the matter?—A. Moving.

Q. You missed the tax collector, did you?—A. No; I didn't miss him; the tax collector was paid.

Q. You were subpoenaed to produce your tax receipts for county taxes paid prior to the election?—A. No, sir.

Q. You had one of those printed notices, didn't you?—A. No, sir.

Q. How did you come to come here to-day?—A. Oh, yes, sir; I did.

Q. And you haven't any such tax receipts, have you?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Did you pay any taxes in the last years—1901 or 1902?—A. No, sir.

CHARLES HULL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Hull?—A. Dickson avenue, No. 9—that is Dickson Hill—I don't know that is an avenue.

Q. That is in the First district of the Fifth Ward, is it?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. I believe so; yes, sir.

Q. And do you remember what time of day it was when you voted?—A. I think it was about the noon hour. I was working just below there that day, and I think I went up at noon.

Q. How long had you been living there in that district before the election?—A. I lived in the district about six years, I think, this last time. I lived there previous to that—before.

Q. You had lived there continuously for six years?—A. No, sir; we lived on Belmont street.

Q. How long have you lived there now?—A. Three years.

- Q. You were not out working elsewhere last summer?—A. No.
 Q. Your home is there, is it?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Prompton, Wayne County.
 Q. How old are you?—A. I am 34, last September.
 Q. Let me see your tax receipts, please?
 Q. These are your receipts, are they?—A. Yes, sir.
 Q. And you paid the taxes with your own money?—A. My wife paid them, in my presence—that is, paid one of them; the other—I was not married when it was collected—and that I paid on the street, on the second day before I was burnt.
 Q. Which one was it you paid yourself?—A. The one my wife paid was paid last July, I think. The other one I paid on the 15th day of November, a year ago.
 Q. That would be 1901?—A. Yes; on the 15th; and on the 17th I got the dose.
 Q. You are sure it was November, 1901, you paid this tax?—A. That was the tax presented to me to pay.
 Q. You are sure it was not as long ago as 1900 you paid that one?—A. No, sir; I paid that on the 15th day of November, before I was burned; on a Friday, and on the Sunday I was burned.
 Q. And that was in 1901, was it?—A. Yes, sir.
 (The witness produces a tax receipt, dated Carbondale, Pa., November 15, 1900, including a county tax for the year 1900, in the Fifth Ward, signed Wm. Passmore, collector; also a tax receipt dated July 21, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

HENRY A. LEWIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Lewis?—A. No. 10 Summit avenue.
 Q. That is in the First district, Fifth Ward?—A. Yes, sir.
 Q. How long had you lived there prior to the election?—A. About six years.
 Q. You were there all last summer?—A. Well, I was off on the road—trips.
 Q. That is, in your regular employment?—A. In my regular employment; yes, sir.
 Q. You made your home there all that time?—A. Yes, sir.
 Q. Living with your parents?—A. No.
 Q. Keeping house?—A. Yes, sir.
 Q. Where were you born?—A. Uniondale, Susquehanna County, Pa.
 Q. How old are you?—A. 29 next September.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot, or assist anyone in marking a ballot that day?—A. I did not.
 Q. Let me see your tax receipt.
 (Witness produces receipt.)
 Q. These are your receipts?—A. Yes, sir.
 Q. Did you pay these taxes yourself?—A. Yes, sir.
 Q. The property up there is in your own name, is it?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., July 21, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)
 Q. I call your attention to this tax receipt of October 15, for the year 1900; do you remember when you paid that?—A. No, sir. I paid it on the date on the receipt there.
 Q. Now, if you can tell me from the receipt when that was I will be obliged?—A. I will have to ask Mr. Passmore about that.
 Q. You don't remember when you paid it?—A. No; I don't—this last one, is it?
 Q. No; that is the earlier one.—A. I could not swear positively when I paid it; the first one I was up to his house and paid it, and the other he saw me in the shop.
 Q. Can not you remember what year it was you paid it?—A. I think it was in 1901.

MICHAEL MANION, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Manion?—A. 143 Canaan street.
 Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir.
 Q. How long had you been living there prior to the last election?—A. I lived there all my life.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman?—A. Yes, sir.
 Q. Where were you born?—A. Born in Waymart.
 Q. How old are you?—A. Thirty-three.

Q. Did you have any assistance in marking your ballot last November?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you go in with anybody when you marked it?—A. No, sir.

Q. Let me see your tax receipt.

(Witness produces receipt.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. You own property up there?—A. Yes, sir.

Q. The title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated August 17, 1901, including a county tax for the year 1900, in the Fifth Ward, signed Wm. Passmore, collector.)

LEWIS McCABE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 128 Canaan street.

Q. You voted up there in the First district, Fifth Ward, last November, for the office of Congressman?—A. Would I be called in here if I didn't.

Q. I wish you would tell me whether you voted or not?—A. That's a question.

Q. You can not say positively whether you did or not?—A. No, I can not.

Q. Do you know of anybody else up there by that name, in that district?—A. I would not be called here if I didn't, would I, I wish to know? I have a recollection of going down there about 7 o'clock in the morning, just before the polling was opened, and then straining for work, and that might have been the time.

Q. There is no other McCable—Lewis McCable, in that district that you know of?—A. No.

Q. You think it was in the morning that you voted?—A. Yes.

Q. Where were you born?—A. Carbondale Township.

Q. How old are you?—A. Thirty-four.

Q. How long had you been living up there in that district prior to last November election?—A. Four years, anyhow, if not five.

Q. You were there all the time for five years, were you?—A. Yes, sir.

Q. And you were there all last summer?—A. Yes, sir.

Q. Of course you marked your own ballot?—A. Yes, sir; I did. I don't recollect any assistance.

Q. And you did not assist anybody else, as you were in a hurry?—A. No, sir; I was in a hurry.

Q. Let me see your tax receipt?

Q. Did you pay this tax yourself?—A. Yes, sir.

(The witness produces a tax receipt dated December 17, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. When did you get this receipt?—A. On the day and date marked on it.

Q. You got it from Mr. Passmore?—A. From Mr. Passmore, myself.

ALEXANDER McCABE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. McCabe?—A. 126 Canaan street.

Q. That is in the First district, Fifth Ward, is it?—A. Yes, sir.

Q. And you voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. Along in the afternoon, between 3 and 4 o'clock.

Q. You were not a worker at the polls there that day, were you?—A. No, sir.

Q. How long had you been living in that district and ward before the election?—A. I always lived there.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Right there—Carbondale.

Q. How old are you?—A. Twenty-five in June.

Q. When were you 25?—A. I will be 25 in June.

Q. Next June?—A. Yes, sir.

Q. Was there anyone in the booth with you when you marked your ballot?—A. No, sir.

Q. Did you go into the booth with anybody?—A. No, sir.

Q. Let me see your tax receipt.

Q. You haven't got the other half of this receipt, have you?—A. No, sir.

Q. Did you pay the tax represented by this duplicate receipt yourself, Mr. McCabe?—A. No, sir.

Q. When did you get this receipt?—A. Yesterday.

(The witness produces a duplicate tax receipt for tax receipt dated January 27, 1902, including a county tax for the year 1901, signed Wm. Passmore, collector.)

Q. What is your occupation, please?—A. Teamster.

Cross-examination by Mr. O'NEILL:

Q. Who did pay that tax?—A. My mother paid this.

Q. You were working for your father?—A. Yes, sir.

Q. Your father is keeping a store up here?—A. Yes, sir.

HORACE PURDY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Purdy?—A. 88 Canaan street.

Q. And that is in the First district, Fifth Ward?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. I voted there in the Fifth Ward.

Q. You did vote for the office of Congressman, did you—you voted for all the candidates to be voted for?—A. I would rather keep that to myself, who I voted for.

Q. Not who you voted for, but whether you voted for all the candidates?—A. Yes, sir.

Q. How long had you been living there before the election?—A. I lived there about a year before the election.

Q. Can you give us the date when you moved there?—A. I moved there on the 1st of September.

Q. Last?—A. No; 1900.

Q. Wasn't it 1901—you are sure it was not last summer?—A. No.

Q. Where were you born?—A. Pennsylvania, Wayne County.

Q. How old are you?—A. I will be 38 in March.

Q. Were you living there in the district all last summer?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. You didn't have any assistance in marking your ballot?—A. No, sir.

Q. You didn't assist in marking one for anyone else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. Is this your tax receipt?—A. Yes, sir.

Q. What is your occupation?—A. Laborer.

Q. Have you any other receipt there with you?—A. No, sir.

Q. You paid this tax to Mr. Connor, the city treasurer, did you?—A. My wife paid it.

Q. The only tax which you paid here in the city of Carbondale is the tax paid to Mr. Connor, the city treasurer?—A. Yes, sir.

Q. And the only receipts which you have are the receipts for city taxes which you paid to him?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., November 9, 1901, issued to Horace Purdy for city taxes for the year 1901, \$1.73; special tax, 1901, 74 cents; total, \$2.47. Received payment, P. F. Connor, city treasurer.)

JAMES R. CLARK, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 20 Howard avenue; used to be formerly 110 Canaan street.

Q. They have changed the name of Canaan street, too?—A. Sir?

Q. Do they call Canaan street Howard avenue now?—A. It is just a short lane.

Q. That is in the First district, Fifth Ward?—A. Yes, sir.

Q. How long have you been living there prior to last November election?—A. All my lifetime, with the exception of about three years.

Q. Were you there all last summer?—A. I was away visiting about a month or so, and worked while I was away.

Q. Where were you?—A. New York City.

Q. Do you remember when you got back from there?—A. Yes, sir; the 21st of September.

Q. How long did you work down there?—A. I worked four weeks—hardly four weeks.

Q. You did not pay board up here while you were down there, did you?—A. I certainly did not.

Q. Do you remember what time it was when you voted up there?—A. Yes, sir.

Q. When?—A. About 11 o'clock.

Q. You voted for all the candidates to be voted for that day?—A. Yes, sir.

- Q. Where did you say you were working?—A. Windsor, New York State.
 Q. How old are you?—A. Thirty this morning.
 Q. You didn't have any assistance in marking your ballot?—A. No, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. Did you go in with anybody?—A. No, sir.
 Q. Let me see your tax receipt.

(Produces receipt.)

- Q. This is your tax receipt, is it?—A. Yes, sir.
 Q. Did you pay this tax of 1901 yourself?—A. Yes, sir.
 Q. What is your occupation?—A. Miner.

(The witness produces a tax receipt dated October 5, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Cross-examination by Mr. O'NEILL:

Q. Clark, when you went to New York what was your intention with regards to your residence?—A. I didn't make any intentions of staying there; it was during the strike, and my intention was to come back.

OWEN REESE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number Mr. Reese?—A. I am not positive, either 21 or 22 Thorn street.
 Q. And that is in the First district, Fifth Ward, is it?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what time it was?—A. Between 5 and 6, I think.
 Q. Was there any one in the booth with you when you voted?—A. No, sir.
 Q. Did you go in with anybody?—A. No, sir.
 Q. How long had you been living up there before the election?—A. About eighteen or nineteen months.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Tioga County, this State.
 Q. You are a native of the same county as the celebrated Freddy Fleitz?—A. Yes; I was born in the same town.
 Q. How old are you?—A. Thirty-five.
 Q. Let me see your tax receipts please.
 (Produces receipt.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. What is your occupation?—A. Clerk.

(The witness produces a tax receipt dated February 28, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

- Q. You are sure it was not 1902 you paid that?—A. Yes, sir; the date on here.

JOSEPH H. KELLY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 66 South Church street.
 Q. What ward and district is that?—A. Second district, Third Ward.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. How long had you been living there in that district before the election?—A. Always lived there.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Here in Carbondale.
 Q. How old are you?—A. Thirty-three.
 Q. You didn't have any assistance in marking your ballot?—A. No.
 Q. And you didn't go in with anybody?—A. No, sir.
 Q. Let me see your tax receipts.
 (Produces receipt.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. You own a property?—A. That is not a property tax.
 Q. You own a property do you?—A. Yes, sir.
 Q. What is your occupation?—A. Druggist.
 Q. Is your occupation tax \$1.53 or \$1.52?—A. Yes; I guess it is—\$300 valuation I understand.

(The witness produces a tax receipt dated April 1, 1901, including a county tax for the year 1900 in the Third Ward, signed William Passmore, collector.)

- Q. The title to your property is in your own name, is it?—A. Yes, sir.

JOSEPH L. SONTAG, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. My street and number is 14 Jeffreys street.

Q. How long had you been living there before the last November election?—A. About twenty-nine years.

Q. And you are keeping house there?—A. No, sir—I am boarding there.

Q. And were you boarding there all last summer?—A. I certainly was.

Q. You paid your board there all last summer, did you?—A. I guess I did.

Q. Well, you know you did, don't you?—A. I know.

Q. You voted there for the office of Congressman, did you?—A. I did; yes, sir.

Q. What time?—A. Twenty minutes past 9.

Q. By the stop watch?—A. Exactly.

Q. You own a property up there do you?—A. No; I do not.

Q. Where were you born?—A. In Herrick, Wayne County.

Q. In the Keystone State?—A. I suppose so.

Q. How old are you?—A. Well, sir, if I live until my next birthday I will be 32.

Q. Let me see your tax receipt.

(Produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this yourself?—A. I did.

(The witness produces a tax receipt dated September 18, 1901, including a county tax for the year 1901 in the Fifth Ward, signed William Passmore, collector.)

Q. Did you mark your own ballot?—A. I certainly did.

Q. There was nobody in the booth with you?—A. Not a particle.

Q. And you didn't go in with anybody else?—A. No, sir.

Q. And you didn't swear in your vote?—A. No, sir.

JOHN DOAK, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Doak?—A. No. 15 Mitchell avenue.

Q. And how long had you been living there before the last November election?—A. Oh, about twenty years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Born in Carbondale, Cemetery street.

Q. How old are you?—A. Forty-four years old.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. You didn't have anyone in with you to help you mark your ballot?—A. No, sir; I didn't.

Q. And you didn't go in with anybody?—A. No, sir; I didn't.

Q. Let me see your tax receipts.

(Produces receipts.)

Q. These are your tax receipts?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. You own a property up there?—A. Yes, sir.

Q. Title is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated January 21, 1902, including a county tax for the year 1901 in the Fifth Ward, signed William Passmore, collector; also a tax receipt dated November 22, 1900, including a county tax for the year 1900, signed Wm. Passmore, collector.)

FRED SLUMAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Sluman?—A. 19 Thorn street.

Q. And that is in the First district, Fifth Ward?—A. Yes, sir.

Q. How long had you been living there before the election?—A. About eleven years.

Q. Where were you born?—A. Wayne County.

Q. Pennsylvania?—A. Pennsylvania.

Q. And how old are you?—A. Forty.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day?—A. About half past 5.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. You didn't go in with anybody else?—A. No.

Q. Let me see your tax receipt.

(Produces receipt.)

Q. You paid this yourself, did you?—A. Yes, sir.

Q. You own a property up there?—A. Yes, sir.

Q. Title in your own name?—A. Yes.

(The witness produces a tax receipt dated November 4, 1901, including a county tax for 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

CASPER WEIDNER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Weidner?—A. 33 Gilbert street.

Q. How long had you been living there prior to last November election?—A. Three years.

Q. Living there continuously during that time?—A. Yes, sir.

Q. Where were you born?—A. Born in Hawley.

Q. Wayne County, Pa.?—A. Yes, sir.

Q. How old are you?—A. Forty-three.

Q. You voted up there last November for the office of Congressman, did you?—

A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. You didn't go in with anybody else?—A. No, sir.

Q. Let me see your tax receipt.

(Produces receipt.)

Q. These are your tax receipts?—A. Yes, sir.

Q. You were at the time you paid this a miner, No. 231, at the Coalbrook mines?—A. Yes, sir.

Q. And these taxes were handed to you with your pay?—A. Yes, sir.

Q. I suppose that is the first knowledge you had of the payment by the company?—A. Yes, sir.

Q. You never authorized them to pay them for you?—A. No, sir.

Q. You would rather pay them yourself, wouldn't you?—A. I certainly would, but he didn't come there.

(The witness produces a tax receipt dated Carbondale, Pa., April 10, 1902, including a county tax for the year 1900, ——— Ward, signed Wm. Passmore, collector; also tax receipt dated April 10, 1902, including a county tax for the year 1900, signed Wm. Passmore, collector. Upon both of which receipts the following memorandum is indorsed: "Miner No. 231, Coalbrook.")

ANDREW WEIDNER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Weidner?—A. 24; that is the number of my house.

Q. 24 what?—A. 24 Mitchell avenue.

Q. How long had you been living there before the last November election?—A. Well, sir, I have lived in that district about eighteen years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. I was born in Rondout.

Q. York State?—A. Yes, sir.

Q. How old are you?—A. I am 47.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day?—A. Between the hours of 4 and 5.

Q. Let me see your tax receipt. You didn't have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in the booth with another, did you?—A. No, sir.

Q. Do you own a property up there?—A. I am paying for one, but I ain't got no deed for it yet.

Q. But you are paying taxes on it?—A. Yes, sir.

Q. And the contract for the property is in your name, is it?—A. Yes, sir.

(The witness produces a tax receipt dated January 25, 1902, including a county tax, for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. You paid that from your own money, did you?—A. Yes, sir.

JOSEPH SMITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your number, Mr. Smith?—A. 113 Canaan street.

Q. And how long have you been living there?—A. Been living there now thirty years.

Q. That is your home?—A. That is my home now.

Q. Where were you born?—A. I was born in Germany.

Q. How old were you when you came to this country?—A. Twenty-six.

Q. How old are you now?—A. Seventy-eight.

Q. Have you with you a certificate of naturalization?—A. No.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir; I did.

Q. Do you remember what time of day you voted?—A. No; I can not remember that very well—it was, anyhow in the forenoon.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Nobody went in with you to mark it for you?—A. No.

Q. Did you go in with anybody else to help them mark a ballot?—A. No, sir.

Q. Have you a tax receipt?—A. Yes; three or four of them.

(The witness produces a tax receipt dated January 25, 1902, including a county tax for the year 1901 in the Fifth Ward, signed Wm. Passmore, collector.)

JOSEPH REARDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Reardon?—A. 31 Canaan street.

Q. How long had you been living there before the election?

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Waymart, Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. And how old are you?—A. Forty-seven.

Q. You voted up there in the First district, Fifth Ward of Carbondale, last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day it was?—A. Between the hours of 5 and 6 o'clock in the evening.

Q. Anyone in the booth with you when you marked your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you go into the booth with anybody to mark a ballot?—A. No.

Q. Let me see your tax receipt.—A. I could not find my State and county tax receipts; but I have one here for special poll tax.

Q. The tax which you think you paid was the tax paid to Mr. Connor, the city treasurer?—A. Yes; that is the receipt there.

Q. And the other tax which you recollect paying was a tax which you paid to him?—A. Why, I paid this, and my State and county tax—I think I paid them—I am not quite certain; but I could not find the receipts.

Q. You could not give us any date when you think you paid any State or county tax, could you?—A. No; I could not.

Q. You would not swear—you would not like to swear positively, not finding the receipts, that you did pay any?—A. No; I would not swear; but I think I paid them.

Q. But you could not swear that you did pay them?—A. No; but I think I paid them.

(The witness produces a tax receipt for city and special tax for the year 1901.)

Q. What is that memorandum in blue pencil?—A. That was drawn through the paymaster; don't have much time on the railroad to get around and chase these fellows up.

WILLIAM BERGEN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Canaan street, No. 105.

Q. And how long had you been living there before the election?—A. Two years.

Q. There all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Carbondale Township.

Q. How old are you?—A. Thirty-eight.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time?—A. About a quarter to 6, I think.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you go in with anyone to mark a ballot?—A. No.

- Q. Let me see your tax receipts.—A. I haven't got any.
- Q. You had one of those printed notices served on you, Mr. Berger, to produce tax receipts for county taxes paid within two years prior to November the 4th?—A. Yes, sir.
- Q. You have not paid any since you have been here in Carbondale?—A. Oh, yes; I can not find the last two receipts, though.
- Q. The taxes which you think you paid were taxes prior to that time?—A. I would not say whether I paid 1890 or not.
- Q. You would not swear that you paid any such tax?—A. No.
- Q. And you would not swear that you paid a tax within two years, would you?—A. No; not State and county; I have the rest all here.
- Q. You are from the First district, Fifth Ward?—A. Yes, sir.

PATRICK WARD, called by contestant and sworn.

Direct examination by Mr. OLVER.

- Q. What is your street and number, Mr. Ward?—A. 13 Howard avenue.
- Q. And that is in the First district, Fifth Ward?—A. Yes, sir.
- Q. How long had you lived there before the election?—A. Six months.
- Q. Can you give us the date when you moved in there?—A. The 1st of May.
- Q. 1902?—A. Yes, sir.
- Q. Were you there all the time from then on?—A. Yes, sir.
- Q. Where were you born?—A. Bucks Mountain.
- Q. Pennsylvania?—A. Yes, sir.
- Q. And how old are you?—A. Twenty-three next June.
- Q. Then you were 22 years old last June?—A. Yes, sir.
- Q. You voted up there for the office of Congressman, did you, last November?—A. Yes, sir.
- Q. Do you remember what time?—A. About a quarter to 6.
- Q. Let me see your tax receipts.—A. I haven't got any.
- Q. You never paid any State or county taxes, have you?—A. No, sir.
- Q. Did you go into the booth with anybody to help mark a ballot that day?—A. No, sir.

Now, Tuesday, February 10, 1903, p. m., hearing is adjourned to meet at 9 a. m., to-morrow morning, February 11, 1903, in the same place.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., February 11, 1903, at 9 a. m., pursuant to last adjournment, the taking of testimony is resumed before John Taylor, commissioner.

Counsel present: For contestant, C. E. Olver, esq.; for respondent, Clarence Balentine, esq.

LOUIS L. MUNSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You were subpoenaed for to-day, were you?—A. To-day.
- Q. What is your street and number, Mr. Munson?—A. 104, corner of Brook and Laurel.
- Q. How long have you been living there?—A. Five years.
- Q. That is in the First district, Fifth Ward?—A. Yes, sir.
- Q. You had been there all last summer, had you?—A. Yes, sir.
- Q. Where were you born?—A. Lanesboro, Pa.
- Q. And how old are you?—A. I will be 28 this coming March—the 4th of March.
- Q. Did you have anyone to assist you in marking your ballot at that election?—A. No, sir.
- Q. Anyone in the booth with you?—A. No, sir.
- Q. Did you swear in your vote?—A. Swear it in—I didn't have to swear it in; not a bit of it.
- Q. If there was any question about it?—A. There was no question at all; no, sir.
- Q. You don't remember making any affidavit?—A. No, sir; no affidavit at all.
- Q. Did you vote up there for the office of Congressman last November?—A. Yes, sir.
- Q. Do you remember what time of day?—A. About half past 5.
- Q. Let me see your tax receipt. Pay these taxes yourself?—A. Yes, sir.
- Q. And on the date of this receipt?—A. On the date of the receipt, sir. The last tax is always good.
- Q. Did you see Mr. Passmore date this receipt?—A. Yes; right on the corner of the little church down here and Seventh avenue.
- Q. He didn't take out a little rubber stamp there and stamp the date on, on the

street, did he? He had it already dated, I suppose?—A. I suppose he had it already dated. I was passing along at the time and asked him about the taxes.

Q. Then it may have been a day or two later?—A. I think it was on that date. I think he took out a rubber stamp and stamped it right on the street, come to think of it.

Q. Are you sure about that?—A. Yes, sir; pretty sure.

Q. You don't have any distinct recollection of seeing a rubber stamp in his hand?—A. No, I don't; but I think he stamped it right there. I would not swear right for sure that it was stamped there, but I have my last receipts, a year before that.

(The witness produces a tax receipt dated Carbondale, Pa., October 4, 1902, including a county tax for the year 1901 in the Fifth Ward, signed Wm. Passmore, collector.)

JOHN E. COLEMAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Coleman?—A. Orchard street, No. 44.

Q. You are from the Fifth Ward, Second district?—A. Yes, sir.

Q. How long have you been living there before the last election?—A. I could not tell you that.

Q. About?—A. Oh, may be about fifty years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. Probably about 9 years old—along there.

Q. How old are you now?—A. As near as I can judge I am in my sixty-eighth year.

Q. Have you with you a naturalization certificate which was issued to yourself?—A. Yes, sir.

Q. Let me see it, please. You were present in court and sworn when you received this, were you?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the mayor's court of city of Carbondale to John E. Coleman, a native of Ireland, dated the 19th day of September, 1874.)

Q. Is this your tax receipt, Mr. Coleman?—A. Yes, sir.

Q. You paid these taxes yourself, did you?—A. I could not say whether it was myself or my daughter. Sometimes she pays my taxes for me.

Q. You own a property up there, do you?—A. Yes, sir.

Q. Title in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated November 13, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. Did you mark your own ballot at the last November election?—(No answer.)

Q. Anyone in the booth with you when you voted?—A. No.

Q. Did you assist in marking a ballot for anyone on that day?—A. No, sir.

JAMES COUGHLIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 119 Dundaff street.

Q. That is in the Second district, Fifth Ward, is it?—A. Yes, sir.

Q. How long had you lived there before last November?—A. Before last November—two years and a half.

Q. You were there all last summer, were you?—A. No, I was not—I was four months in Knox County, Me.

Q. When did you get back from Maine?—A. In October.

Q. What time in October?—A. The 21st.

A. And from that time on until election you were there all the time, were you?—A. Yes, sir.

Q. Where were you born?—A. Fell Township, in this county.

Q. How old are you?—A. Thirty years and some odd months.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. What time of the day?—A. Somewhere—I don't know—it was in the morning, I could not tell just what time.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts.

- Q. Is this your tax receipt?—A. Yes, sir.
 Q. And did you pay it yourself?—A. Yes, sir.
 Q. What is your occupation?—A. Well, at that time I don't know just what my occupation was—at that time I was a laborer, probably.
 Q. These taxes were not paid through the company?—A. No, sir.
 (The witness produces a tax receipt dated November 25, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Cross-examination by Mr. BALENTINE:

- Q. I don't understand when you went to the State of Maine?—A. In June.
 Q. What year?—A. Last year, 1902, June the 27th, 1902.
 Q. Did you go up there on a visit?—A. Yes, sir.
 Q. Just on a visit?—A. Visit with relatives.
 Q. You didn't go there for the purpose of making your residence there?—A. No, sir.
 Q. You were born in Pennsylvania, you say?—A. Yes, sir.

By Mr. OLVER:

- Q. You were working up there in Maine?—A. I worked some time.
 Q. You didn't pay board here in Carbondale while you were there?—A. No, sir.

By Mr. BALENTINE:

- Q. When did you return to Carbondale?—A. The 21st of October.

PATRICK GILLON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Gillon?—A. 168 Dundaff street.
 Q. And that is in the Second district, Fifth Ward, is it?—A. Yes, sir. I was subpoenaed to come here to-day.
 Q. How long had you been living there before the election?—A. I have been living there thirty years.
 Q. Were you there all last summer?—A. Oh, yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. How old are you?—A. Fifty-seven.
 Q. Where were you born?—A. At Carbondale.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you assist in marking a ballot for anyone else?—A. No, sir.
 Q. Let me see your tax receipts.—A. I ain't got any; that is, for the years you call for—my State and county tax ain't paid.

Cross-examination by Mr. BALENTINE:

- Q. You say you have paid no tax of any kind in the last two years?—A. I paid all kinds but this, the State and county.
 Q. You didn't pay any State and county tax within two years of November 4, 1902?—A. No.
 Q. How did you come to vote?
 Mr. OLVER. I object to the question.
 A. Because I went over and voted.
 Q. And your vote was not challenged?—A. No, sir.
 Mr. OLVER. I object to the cross-examination and move to strike it out.

MARTIN GERRITY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Gerrity?—A. Dundaff, No. 163.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. How long had you been living there before the last election?—A. About thirty-five years.
 Q. You were there all last summer, were you?—A. Yes.
 Q. Where were you born?—A. Ireland.
 Q. And how old were you when you came to this country?—A. Three months.
 Q. How old are you now?—A. Sixty.
 Q. You voted up there last November for the office of Congressman, did you?—A. I did, sir.
 Q. What time of the day?—A. Between 12 and 1.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you go in with anybody?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. Let me see your naturalization papers.—A. I ain't got any.

Q. Let me see your tax receipts.

Q. Did you pay this tax yourself?—A. My wife did.

Q. You own a property up there, do you?—A. I do, sir.

Q. Title to that property is in your own name, is it?—A. Yes, sir.

(The witness produces a tax receipt, dated March 12, 1902, including a county tax for the year 1901, in the ——— Ward, signed Wm. Passmore, collector.)

Q. Now, you had one of those printed notices to appear here to-day, and which notified you to produce your certificate of naturalization, didn't you?—A. I did, sir.

Cross-examination by Mr. BALENTINE:

Q. You say you are sixty years of age, Mr. Gerrity?—A. Yes, sir.

Q. How old were you when you came to this country?—A. Three months.

Q. Who came with you?—A. My parents.

Q. Your father and mother?—A. Yes.

Q. Any brothers?—A. Two.

Q. Any sisters?—A. No sisters.

Q. What port did your family land at?

Mr. OLIVER. I object to the question as immaterial and irrelevant.

The COMMISSIONER. I allow the question.

A. Quebec, I understood.

By Mr. BALENTINE:

Q. And where did you go from Quebec?—A. To Carbondale.

Q. So that you were about three months of age when you came to Carbondale?—A. Yes, sir.

Q. Did your father and mother come with you to Carbondale?—A. They did.

Q. Where is your father now?—A. He is dead.

Q. Have you ever looked through his papers and effects?—A. I have.

Q. Have you ever found a naturalization certificate among them?

Mr. OLIVER. We object to that. The only evidence of naturalization is the production of the certificate.

The COMMISSIONER. I will allow that question.

A. I have.

Mr. OLIVER. We ask that the answer be stricken out.

By Mr. BALENTINE:

Q. Where is it?

Mr. OLIVER. I object to the question, and object to all oral testimony tending to prove naturalization.

The COMMISSIONER. I sustain that objection. You can not prove naturalization by oral testimony.

By Mr. BALENTINE:

Q. In what court was your father naturalized?

Mr. OLIVER. We object to the question, and ask the commissioner to rule upon it.

The COMMISSIONER. I sustain the objection.

Mr. BALENTINE. Now answer the question.

Mr. OLIVER. We object to Mr. Balentine's occupying time here and getting data and information before the commissioner from the witness on the stand here. If Mr. Balentine wants to get any private information, he is at liberty to do so, and he should not consume time before this commissioner.

By Mr. BALENTINE:

Q. In what court was your father naturalized?

(Same objection and same ruling.)

A. In Wayne County; Honesdale.

Q. Are these papers now in your possession?—A. They are not in my possession.

Q. I mean are they at your house?—A. They are not at my house; they are at my brother's house.

Q. Is your brother younger or older than you?—A. He is older.

Mr. BALENTINE. We will have to recall you. You ought to have brought those papers.

Mr. OLIVER. We move now to strike out all oral testimony relative to naturalization on cross-examination.

JOHN M. MORRISON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 163 Dundaff street.

Q. And that is in the Second district of the Fifth Ward?—A. Second district of the Fifth Ward.

Q. And how long had you been living there before the election?—A. About two years previous to the election.

Q. Can you give us the date when you moved in there?—A. No; I can not say that I can.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. I was born in Canada.

Q. How old are you?—A. Thirty.

Q. How old were you when you came to this country?—A. Three years.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. What time?—A. Time of day?

Q. Yes.—A. I can not recall just the time.

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Q. Did you go in with anybody that day?—A. No, sir.

Q. Let me see your naturalization certificate.—A. I haven't them.

Q. You were subpoenaed to produce a certificate of naturalization, weren't you?—A. Yes, sir.

Q. Let me see your tax receipt. [Produces receipt.]

Q. Did you pay this yourself?—A. Yes, sir.

Q. What is your occupation?—A. Locomotive engineer.

Q. At the time you paid this tax were you a fireman?—A. Yes, sir; I guess I was.

Q. For the Delaware and Hudson Company?—A. Yes, sir.

Q. And this tax was stopped out of your pay?—A. Yes.

Q. You never authorized the company to pay this tax for you, did you?

Mr. BALENTINE. The question is objected to as immaterial and irrelevant, there being an act of assembly applicable to Luzerne County, in this Commonwealth, passed in 1866 which provides for the deduction of taxes from men working for mining and manufacturing and other corporations. It is therefore immaterial whether it was stopped out of his pay or paid by himself.

The COMMISSIONER. I will take the answer.

By Mr. OLVER:

Q. You say you never authorized the payment of this tax?—A. No, sir.

Q. The first knowledge you had of its payment was when it was handed to you by the paymaster on the pay day?—A. Yes, sir.

Q. You pay your other bills yourself, don't you?—A. Yes, sir.

Mr. BALENTINE. The question is objected to as irrelevant.

Q. You would rather pay your own taxes yourself, wouldn't you? You would rather handle your own money?—A. Yes, but to tell the truth you don't know who is collecting them half the time; you generally receive them in the car.

Cross-examination by Mr. BALENTINE:

Q. You say you came to this country at the age of what?—A. Three years.

Q. And who came with you?—A. My mother.

Q. Was your father here before you?—A. My father was killed in Canada when I was about a year old.

Q. Your father was killed, but your mother when she came to the United States was a widow?—A. Yes, sir.

Q. Did she marry again?—A. She did; yes, sir.

Q. Whom did she marry?—A. William Boyd.

Mr. OLVER. This is objected to as immaterial and incompetent.

Q. Whether or not he was a native-born citizen?

Mr. OLVER. This is objected to as immaterial and incompetent.

The COMMISSIONER. The objection is sustained.

A. I think not. I think he was born in Scotland.

Q. Where is he?—A. He is dead.

Q. Was he naturalized?

Mr. OLVER. I object to the question as incompetent.

The COMMISSIONER. I sustain the objection.

A. I could not inform you.

Q. Where does your mother live?—A. She lives on Brook street at the present.

- Q. In this city?—A. Yes, sir.
 Q. Is she married again?—A. She is not.
 Q. And you don't know whether that stepfather of yours was a citizen or not?—
 A. I do not.
 Q. You said you had no naturalization certificate here?—A. No, sir.
 Q. Have you one at all?—A. No, sir; I have not.
 Q. You never have been naturalized?—A. No, sir.
 Mr. OLVER. Now, we ask that all oral testimony on cross-examination concerning the subject of naturalization, either directly or by implication, be stricken out.

WILLIAM SNYDER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Snyder?—A. Fifty-two.
 Q. Fifty-two what?—A. Farview street.
 Q. That is in the Fifth Ward, Second district?—A. Fifth Ward, Second district.
 Q. How long had you lived there before the election?—A. About eight years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You were not out of the district, working somewhere?—A. No.
 Q. How old are you?—A. I will be 40 years old the 17th of next month.
 Q. Where were you born?—A. Moosic.
 Q. Pennsylvania?—A. Yes, sir.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Anyone in the booth with you when you voted?—A. No, sir.
 Q. You didn't go in the booth with anybody else?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did you pay it yourself?—A. No; my wife paid it.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Title in your own name?—A. No, sir.
 Q. Who owns the property?—A. My wife.
 Q. Did you ever see the assessor to be assessed on your occupation, personally?
 Did he ever come around and assess you?—A. No, not when I was home; but I was out on the road day and night pretty near; I never see him, hardly ever.
 (The witness produces a tax receipt dated October 15, 1901, including a county tax for the year 1900, in the Fifth Ward, signed Wm. Passmore, collector.)

Cross-examination by Mr. BALENTINE:

- Q. What number on Farview street do you live?—A. Fifty-two.
 Q. How old are you?—A. I will be 40 years old the 17th of next month.

CHARLES R. CONNORS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live up there in the township?—A. I am boarding at the Mayfield Yard Hotel.
 Q. How long had you lived in the Northwest district of Carbondale Township before the last election?—A. Seven years.
 Q. There all the time?—A. Yes, sir.
 Q. Where were you born?—A. In the city of Troy, N. Y.
 Q. How old are you?—A. Will be 58 on the 18th day of next December.
 Q. You voted there last November for the office of Congressman, did you?—A. I did, sir.
 Q. You had no assistance in marking your ballot?—A. No.
 Q. Did you go in with anybody to help them mark a ballot?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt.
 Q. When did you get this duplicate tax receipt, Mr. Connors?—A. The day before yesterday; I asked the collector for it.
 Q. Well, you got it the day before yesterday—that is all right. And you paid this tax. When did you pay them?—A. Paid them on the same fall that they were due.
 Q. That was in the fall of 1901, was it?—A. Yes, sir.
 Q. What is your occupation?—A. I suppose you would call it a laborer.
 Q. We are all more or less of that. Just what do you do?—A. Give out supplies for the Ontario and Western.
 Q. You own a property up there?—A. No, sir; I don't.

(The witness produces a tax receipt, as follows: No. 369. Scranton, Lackawanna County, Pa., February 9, 1903, received of Charles R. Connor, the sum of \$2.48, taxes for the year 1901 in the district of Carbondale Township, as follows, to wit: County tax, 30 cents. Signed Patrick Casey, collector. (Indorsed) "Duplicate receipt of March 21, 1902.")

JOHN CAFFREY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What place do you live up there in the township?—A. In the northwest.
 Q. Just where in the northwest?—A. Mayfield Yard.
 Q. And how long had you been living there before the election?—A. Going on twelve years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Archbald.
 Q. Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Twenty-nine.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Have any assistance in marking your ballot?—A. Sir?
 Q. Did anybody assist you in marking your ballot?—A. No, sir.
 Q. No one went into the booth with you when you voted, and you did not go in with them?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt. This is your receipt?—A. Yes, sir.
 Q. Did you pay this tax personally to Mr. Casey?—A. Yes, sir.
 Q. You say you paid them yourself to Mr. Casey, personally?—A. Yes.
 Q. Do you own a property up there?—A. I own part of it and my wife owns the other.
 Q. What part of it do you own?—A. One lot.
 Q. Is it all assessed together?—A. Yes, sir.
 (The witness produces a qualifying tax receipt.)

JAMES CUFF, Sr., called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Just where do you live up there in the northwest district?—A. Mayfield yards.
 Q. How long had you been living there before the election?—A. Well, I am living there about nine or ten years altogether—pretty close to it.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Ireland.
 Q. How old were you when you came to this country?—A. I was about 13 years of age.
 Q. How old are you now?—A. Going on 63.
 Q. What is the date of your birth?—A. I haven't got it.
 Q. Can you give us the date when you landed in this country?—A. I landed in 1854.
 Q. What time of the year—what month?—A. July.
 Q. You think you were about 14 or 15 years old then?—A. No, sir; I don't think I was that.
 Q. How old were you, about?—A. About 13, I think; somewhere around there.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. There was.
 Q. Who was it?—A. Frank Shanley.
 Q. Did you ask Frank to go in with you?—A. I did; I could not—the place was kinder dark, and I could not read it. You know my eyesight was not good and I asked him, and he marked it—I could not read it myself.
 Q. You had the pencil in your own hand?—A. Yes.
 Q. And you made the mark on your ballot?—A. Yes.
 Q. Did you make more than one mark on it?
 Mr. BALLETINE. The question is objected to as immaterial, irrelevant, and incompetent.
 Q. What I mean is, did you intend to vote the straight ticket?
 Mr. BALLETINE. I object to the question as immaterial.
 A. Yes; I did.

- Q. You intended to vote the straight ticket?—A. Yes.
- Q. In order to do that, it was necessary to make only one mark in the head of the ballot in the circle?—A. I disremember.
- Q. If they had shown you that ballot you could have made that mark in the circle, couldn't you, all right?—A. Yes, sir.
- Q. What did you say to the election board when you were taking Frank in?—A. I asked them if I could have him in with me; that is all I said.
- Q. And they said "yes"?—A. Yes, sir.
- Q. That is all that was said?—A. Yes, sir.
- Q. Let me see your tax receipt.—A. Now, I could not get 1891 this morning, but I got 1892 and 1893—I was in a hurry.
- Q. What is your occupation?—A. I am nothing at all now, sir; I am laid off.
- Q. Did you pay these taxes yourself?—A. Yes, sir.
- (The witness produces a tax receipt, dated April 18, 1902, including a county tax, 30 cents, for the year 1901 in Carbondale Township, signed Patrick Casey, collector.)
- Q. Now, your naturalization papers, please.—A. You will have them in a minutes.
- Q. Is this your paper?—A. Yes, sir.
- Q. Present in court and sworn when you received it?—A. I think I wasn't; I lost the first one, and I sent for them from here.
- Q. This is a duplicate?—A. Yes, sir.
- Q. When you got your original you were present in court?—A. Yes, sir.
- Q. And you were sworn?—A. Yes, sir.
- (The witness produces a certificate of naturalization, issued out of the court of common pleas of Schuylkill County, to James Cliff, a native of Ireland, for an original certificate dated the 5th day of June, 1870—the certificate issued the 20th day of July, 1897.)
- Q. You got that about the time of the Langstaff-Kelly contest, I guess?—A. Yes; I guess. I lost my other after I came up here.

JAMES GIBLIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Giblin?—A. 144 Dundaff street.
- Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
- Q. How long had you lived there before the last election?—A. For nineteen years.
- Q. Keeping house?—A. Yes, sir.
- Q. Were you there all last summer?—A. Yes, sir.
- Q. Where were you born?—A. Born in Ireland.
- Q. How old were you when you came to this country?—A. Twenty years.
- Q. How old are you now?—A. Between 48 and 50.
- Q. You voted up there last November, did you?—A. Yes, sir.
- Q. And for the office of Congressman?—A. Yes, sir.
- Q. Do you remember what time you voted?—A. Yes.
- Q. When?—A. About a quarter to 7 in the afternoon—in the evening.
- Q. Anyone go in with you to assist you in marking your ballot?—A. No, sir.
- Q. Did you go in with anybody else?—A. No, sir.
- Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.
- Q. Let me see it, please?—A. Yes, sir.
- Q. Were you present in court and sworn when you received this?—A. Yes, sir; I was present there.
- (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to James Giblin, a native of Ireland, dated the 25th day of September, 1890.)
- Q. Now, your tax receipts, please?—(Produces receipt.)
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. What is your occupation?—A. Miner.
- Q. And where were you employed at the time this tax was paid?—A. At the Coalbrook breaker.
- Q. The first knowledge you had of the payment of this tax was when the receipt was handed to you by the paymaster?—A. Not exactly; no, sir.
- Q. You didn't know it was going to be paid until you got this receipt?—A. Well, I had an idea it would be.
- Q. You never had told them to pay it for you, had you?—A. I had; yes.
- Q. When did you tell them to pay it?—A. About a month before—he came after the tax and I didn't have the money, and he said he would stop it.
- Q. I mean you never told the company to stop it?—A. No, sir.

Q. And you didn't know that they were going to stop it, as far as actual knowledge is concerned, until you got it?—A. No, sir; I did not. There was a strike pending then, and our county collector thought—

Q. I didn't ask you anything about that. Can you tell us what pay this was taken out of?—A. Yes.

Q. What one?—A. The pay for April the 10th; the last two weeks in March.

Q. Did you get a pay on April the 10th?—A. Yes, sir.

Q. You are positive about that?—A. Yes, sir.

(The witness produces a tax receipt dated April 10, 1902, including a county tax for the year 1901, in the ——— Ward, signed Wm. Passmore, collector.)

MICHAEL DICKSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there?—A. I live in Mayfield Yard, Meredith street; there is no number on the house.

Q. How long had you been living there before the election?—A. Five years.

Q. Keeping house?—A. Yes, sir.

Q. There all last summer, were you?—A. Last summer?

Q. Yes.—A. Indeed I was.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this country?—A. Nineteen.

Q. How old are you now?—A. Well, if I have life to live to the 22d of next October I will be 50.

Q. What was the date when you landed in this country?—A. I don't know what exactly the date was.

Q. What year?—A. July 5, 1870—what the deuce was it—you can figure it up better than I can.

Q. You voted up there last November for the office of Congressman?—A. Yes; I voted.

Q. Did anyone go in with you to mark your ballot or assist in marking it?—A. No, sir.

Q. No one in the booth with you when you marked it?—A. No; I done it myself.

Q. Did you assist in marking a ballot for anyone else that day?—A. I did not.

Q. Did you swear in your vote?—A. Yes, sir; I turned in my vote.

Q. Did you swear in your vote?—A. No; it wasn't necessary.

Q. Have you with you a certificate of naturalization issued to yourself?—A. Sure; that is what I am going to show to you.

Q. You present in court and sworn when you received this?—A. Yes; I was.

(The witness produces a certificate of naturalization issued out of the county court of the State of New York, Onandaga County, to Michael Dickson, dated the 28th day of October, 1887, signed W. G. McDonald, special deputy clerk.)

Q. Now, let me see your tax receipts, please.—A. They are here; 1901 and 1902.

Q. Did you pay these taxes yourself?—A. Well no, I didn't; my wife paid them; she is my financial secretary.

Q. And you own that property up there, do you?—A. I surely do; yes, sir.

Q. The title is in your own name?—A. Yes; it is in my own name.

(The witness produces a tax receipt, dated March 12, 1902, including a county tax for the year 1901, in Carbondale Township, signed Patrick Casey, collector.)

WILLIAM DANIELS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there in the Northwest district?—A. I live on what we call Hudson's Hill, up there in Mayfield Yard.

Q. And how long had you been living there prior to last November election?—A. Four years.

Q. There all last summer?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Wales.

Q. How old are you?—A. Thirty-six years old.

Q. How old were you when you came to this country?—A. Four years.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time it was?—A. About a quarter of 7 in the evening.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody to mark a ballot?—A. No, sir.

Q. Let me see your naturalization paper.

Q. Is your correct name William H. Daniels?—A. Yes, sir.

Q. You were present in court and sworn when you received this paper, were you?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to William H. Daniels, a native of Wales, dated the 27th day of September, 1890.)

Q. Now, your tax receipts, please.

Q. Did you pay this yourself?—A. Yes, sir.

Q. And on the date of the receipt?—A. Yes, sir.

(The witness produces a tax receipt dated Lackawanna County, Pa., May 17, 1902, including a county tax for the year 1901, in the district of Carbondale Township, signed Patrick Casey, collector.)

Q. The title to this property is in your own name?—A. Yes, sir.

Q. It is not owned by your wife?—A. No, sir.

ANDREW FERKO, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there?—A. Mayfield Yard.

Q. How long had you been living up there before last election?—A. Twelve years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Hungary.

Q. How old were you when you came to this country?—A. Twenty-one.

Q. How old are you now?—A. Thirty-eight.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. What time of the day did you vote?—A. In the evening when I was coming home from work.

Q. About 6 o'clock?—A. About 6 o'clock; from 6 to 7.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Let me see it, please.—(Produces tax receipt.)

Q. Your citizen paper.—(Produces paper.)

Q. Were you present in court and sworn when you got this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Andrew Ferko, a native of Austria, dated the 2d day of October, 1891.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. You are a miner, and the number of your chamber was 23?—A. Yes, sir.

Q. At what mines?—A. The Erie.

Q. Both of these taxes were stopped out of your pay by the paymaster, weren't they?—A. Yes; this one was stopped because I buy my property—

Q. I ask you if they were not both stopped?—A. Yes.

Q. You never had any talk with the company about stopping them before they were paid?—A. No, sir.

Q. And the first you knew about their being paid by the company was when you got these receipts from the paymaster?—A. Yes, sir.

Q. You would rather pay your own taxes, wouldn't you—you would rather handle your own money?—A. I have no trouble.

Q. I didn't ask you that; I asked you if you would not rather pay your own?—A. Why, yes.

(The witness produces a tax receipt, dated Lackawanna County, Pa., March 28, 1902, including a county tax for the year 1901, in the district of Carbondale Township, signed Patrick Casey, collector. Also a tax receipt, dated Carbondale, Pa., November 24, 1900, including a county tax for the year 1899, in the township of Carbondale, signed Patrick Casey, collector; both of which receipts are indorsed with the following memorandum: "Chamber No. 23, miner.")

Q. Did anybody go in with you to mark your ballot?—A. No, sir.

Q. Did you go in with anybody else that day to mark a ballot?—A. No, sir.

Q. Or help them to mark it?—A. No, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. Did you swear in your vote?—A. Oh, swear in my vote; no, sir.

GEORGE HUDSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there in Northwest district?—A. Hudson Hill.

Q. How long had you been living there in that district before the last election?—A. Six years.

- Q. Keeping house?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. Fell Township, Luzerne County.
 Q. How old are you?—A. Thirty-four.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Have any assistance in marking your ballot?—A. No.
 Q. Anybody in with you when you marked it?—A. No, sir.
 Q. Did you go in with anybody else to mark a ballot?—A. No, sir.
 Q. Let me see your tax receipts.—A. Yes, sir.
 Q. Are these your tax receipts?—A. Yes, sir.
 Q. Pay them yourself?—A. Yes, sir.
 Q. What is your occupation?—A. Miner.
 Q. And at what mines are you employed?—A. Powderley's.
 Q. This receipt of October 10, 1901, was stopped out of your pay?—A. No, sir; I paid it.
 Q. You paid it yourself?—A. Yes, sir.
 Q. You paid it personally to Mr. Casey, the collector?—A. Yes, sir.
 Q. You own a property up there, don't you?—A. Yes, sir.
 Q. Title to that property is in your own name?—A. Yes, sir.
 (The witness produces a tax receipt, dated October 10, 1901, including a county tax for the year 1901, in the district of Carbondale Township, signed Patrick Casey, collector.)

MICHAEL MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 18 Fairview street.
 Q. That is in the Second district, Fifth Ward?—A. Yes; Fifth Ward.
 Q. How long had you lived there before the last election?—A. Over two years.
 Q. All the time?—A. Yes, sir.
 Q. Can you give us the date when you moved in there?—A. I think it was some place between the 10th and 19th of April, 1899.
 Q. 1900, wasn't it?—A. No, sir; 1899.
 Q. Where were you born?—A. City of Carbondale.
 Q. How old are you?—A. Thirty-six.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Let me see your tax receipts. (Produces receipt.)
 Q. Is this your receipt?—A. That is my receipt.
 Q. Did you pay this personally to Mr. Passmore, the collector?—A. Yes, sir.
 Q. And you met him on the street, did you?—A. I met him right at work.
 Q. That is, he came to where you were working?—A. No; I called him in.
 Q. Did you see him date this receipt?—A. No; I didn't.
 Q. You didn't see him have any rubber stamp there to date it, did you?—A. No, sir.
 Q. Do you remember about when it was that you paid it?—A. I knew; at the time I did pay it, it would be all right to vote on if there was a contest.
 Q. I didn't ask you that—I asked you if you remembered the date when you paid it.—A. No.
 Q. He had this receipt already dated when he came there to get the tax?—A. Yes, sir; I guess so.
 Q. And he just pulled the receipt out and handed it to you?—A. Well, I didn't see him date it.
 Q. What is your occupation?—A. Pump runner.
 (The witness produces a tax receipt dated October 4, 1902, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)
 Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.
 Q. And you didn't go in with anybody else?—A. No, sir.

SAMUEL NELSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Nelson?—A. 19 Barrett avenue.
 Q. How long had you lived there?—A. About a year and nine months.
 Q. Can you give us the date when you moved in there?—A. No; I can not give the exact date.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. You can not give us the date when you moved into that district?—A. No, sir; I can not just now.

Q. About when was it?—A. I think it was along—November, a year ago last November—something like that.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. And the date of your birth?—A. November the 15th, 1863.

Q. And the date when you landed in this country?—A. April 9, 1881.

Q. And how old are you now?—A. Forty.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Anyone in the booth with you when you marked your ballot?—A. No, sir.

Q. Did you go in with anyone else?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. Let me see your naturalization paper, please.—A. Yes.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Samuel J. Nelson, a native of Ireland, dated the 4th of October, 1888.)

Q. Let me see your tax receipt.—A. I haven't got any.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4 last?—A. Yes, sir.

Q. You produce none?—A. No, sir.

Cross-examination by Mr. BALENTINE:

Q. Why do you fail to produce your tax receipts, Mr. Nelson?—A. I have been away from Carbondale for—I was away for about eleven years, and I came back not quite three years ago, and I don't know whether I have been assessed since or not—I have never seen no assessor and no tax collector now in—

Q. So that you paid no taxes within two years prior to November?—A. No, sir; I paid no tax since I came back in.

BURTON HUDSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Whereabouts do you live in the Northwest district?—A. Back of the Mayfield Yard—Hudson Hill it is called.

Q. How long had you lived in the district before the election?—A. Eleven years, I guess.

Q. Keeping house?—A. Yes, sir.

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Fell Township.

Q. How old are you?—A. Thirty-one.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. What time of the day?—A. About a quarter to 7.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody else to mark a ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipt.—A. Here they are from 1898.

Q. Do you own a property up there?—A. Yes, sir.

Q. Title in your own name?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. Was this tax stopped?—A. No, sir; I paid it. I pay my own taxes.

Q. That is the way to pay them.

(The witness produces a tax receipt dated October 10, 1901, including a county tax for the year 1901, in Carbondale Township, signed Patrick Casey, collector.)

Q. That is just as good as the gold.—A. I am aware of it. Is that all?

Q. That is all.

FRANK SHANLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there, Mr. Shanley?—A. Corner of Walker street and Turnpike road.

By Mr. BALENTINE:

Q. Is that what they call Mayfield Yard, too?—A. Yes, sir.

By Mr. OLVER:

Q. How long had you been living up there prior to the election?—A. Thirteen years.

- Q. Married and keeping house?—A. Yes, sir.
 Q. There all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Jessup.
 Q. How old are you?—A. Forty-three.
 Q. You voted last November for the office of Congressman?—A. Yes.
 Q. What time of the day?—A. About 10 o'clock.
 Q. You were not a worker there at the polls, were you, that day?—A. No, sir.
 Q. You didn't have any assistance in marking your ballot?—A. No, sir.
 Q. Did you assist anyone else in marking one?—A. Yes, sir; two.
 Q. Whom did you assist?—A. James Cuff and Mike McConshee.
 Q. They asked you to assist them, did they?—A. Yes, sir.
 Q. And did they ask the election board to allow you to go in with them?—A. They did.
 Q. What did Mr. Cuff say when he asked the board to let you go in with him?
 Mr. VALENTINE. This is objected to as immaterial and irrelevant, as not affecting the right of the witness to vote.
 A. He asked the judge if I should not be permitted to go into the booth with him.
 Q. That is all that was said?—A. That is all.
 Q. And the same is true of Mike, that you went in with?—A. This was a Hungarian man; could not read.
 Q. Did Mike tell the election board that he could not read?—A. Yes, sir.
 Q. And they didn't make any objections to your going in?—A. No.
 Q. They didn't try him to see whether he could read?—A. No; they asked him if he could not, and he said he could not.
 Q. Those are the only two you assisted?—A. That is all.
 Q. That was about 10 o'clock in the morning?—A. Well, the ones I assisted was in the evening; 10 o'clock in the morning I voted myself.
 Q. They both came to your house and asked you to go down with them?—A. No; I happened to go down to the polls to see how they were getting along.
 Q. Let me see your tax receipts, please.—A. There is one I guess will do all right (Produces receipt).
 Q. You own a property there, do you, Mr. Shanley?—A. Yes, sir.
 Q. Title is in your own name?—A. Yes, sir.
 Q. Did you pay this personally to Mr. Casey?—A. Well, my money paid it; I left it in the house; I don't always be there when the collector comes.
 (The witness produces a tax receipt dated September 23, 1901, including a county tax for the year 1900, in Carbondale Township, signed Patrick Casey, collector.)

J. J. WALKER, called by contestant and sworn.

Direct examination by Mr. OLVER.

- Q. Where do you live, Mr. Walker?—A. Mayfield Yard.
 Q. How long had you been living there before the election?—A. Nine years.
 Q. There all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Twenty-seven.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what time of the day it was?—A. About 11 o'clock.
 Q. Any assistance in marking your ballot?—A. No, sir.
 Q. You didn't go in with anybody else, did you?—A. Yes.
 Q. Who?—A. The two Larkins.
 Q. Where did you meet the two Larkins—there at the polls?—A. Yes, sir.
 Q. Were you a worker there?—A. No, sir.
 Q. What time of day was it when you assisted them?—A. About 5 o'clock in the evening.
 Q. Did they come to the house to get you to go with them?—A. No, sir.
 Q. You were there at the polls?—A. Yes, sir.
 Q. How long had you been there before you assisted them?—A. I was there all day.
 Q. On the board, were you?—A. Yes, sir.
 Q. What was your position on the board?—A. Minority inspector.
 Q. These two Larkins asked you to go in with them, did they?—A. Yes, sir.
 Q. Did they tell you why they wanted you to go in?—A. Yes, sir.
 Q. What did they say to you, either of them or both?—A. They told the whole board, both of them, they could not read or write—they wanted some assistance, and there was no one around just at the time, and they asked me to go in.

Q. And you had the pencil and marked the ballot for them, did you?—A. Yes; I read over the different names.

Q. Was it their desire to vote a straight ticket?

Mr. BALENTINE. This is objected to as immaterial and irrelevant.

Q. I am not asking you, understand, which ticket, but whether it was their desire to vote a straight ticket.—A. Yes, sir.

Q. And was there any effort made to explain to them how to mark a straight ticket?—A. I explained it to them before they went in there.

Q. And did they claim they could not make a mark—a cross in the circle at the top of the ticket?—A. They claimed they couldn't write at all.

Q. Did they claim that they could not make that cross?—A. That is what they claimed, I suppose, when they asked me to go in.

Q. You marked a straight ballot for each of them, did you?—A. Yes, sir.

Q. Let me see your tax receipt. You are a fireman?—A. Yes, sir.

Q. And where were you employed when this tax was paid?—A. The Ontario and Western.

Q. On the railroad?—A. Yes, sir.

Q. This receipt was handed to you by the paymaster?—A. Yes, sir.

Q. I suppose you never had any conversation with them about paying this tax, did you?—A. No, sir.

Q. The first knowledge you had that it was paid was when they were handed to you?—A. Yes, sir.

Q. Do you remember what pay it was taken out of?—A. I don't.

Q. Along April, probably, some time, was it?—A. I disremember.

Q. Well, the tax receipt is evidently dated in Mr. Casey's handwriting, and it would be dated by him before he handed it to the paymaster, and then it would be some days after that that it would be taken out of your pay; that is the way you would understand it, wouldn't you?—A. Exactly.

Q. You never authorized the company to pay this tax for you?—A. No.

Q. You would rather handle your own money and pay your own bills, wouldn't you?—A. I am not particular.

Q. You do pay your other bills?

Mr. BALENTINE. This is objected to. You don't have to answer that.

Q. This is the only bill the company pays for you?—A. No; they don't have to pay it; no.

(The witness produces a tax receipt, dated March 29, 1902, including a county tax for the year 1901, in the district of Carbondale Township, signed Patrick Casey, collector, and marked "Fireman.")

Q. What was the names of those two Larkins?—A. Owen and Mike.

PATRICK MCGINLEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 16 Clunes court.

Q. And that is in the Second district, Fifth Ward?—A. Yes, sir.

Q. And how long had you been living there before the election?—A. Well, about three years.

Q. Were you there all last summer?—A. Well, no; not all last summer; I was in Philadelphia.

Q. When did you get back from Philadelphia?—A. Well, I could not tell you.

Q. About the time the strike was declared off?—A. No; months before the strike was declared off; about a month before the strike was declared off, or maybe about two.

Q. Which was it?—A. I think about two; well, say about two.

Q. Can you give us the date when you got back?—A. No; I could not.

Q. Do you remember what month it was?—A. No, sir.

Q. When did you go down to Philadelphia?—A. I went down the third day after the strike was declared.

Q. About when was that?—A. Well, now you have me bad.

Q. You were in a kind of trance along during that strike period?—A. I could not say.

Q. How long were you down there?—A. I was down there nine weeks.

Q. Working?—A. Yes, sir.

Q. Was your family up here in Carbondale?—A. Yes, sir.

Q. You are married, are you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. In Ireland.

- Q. And what was the date of your birth?—A. 1866.
 Q. And what was the date when you landed in this country?—A. 1882.
 Q. How old are you?—A. Well, now, I don't know.
 Q. About how old are you; are you 100, 50? Give us the best guess you can at it.—A. Somewhere around 35 or 36; something like that.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. What time of the day?—A. Well, between 5 and 6.
 Q. Have you with you a certificate of naturalization which was issued to yourself?—A. No, sir.
 Q. You had one of those printed notices served on you to produce a certificate of naturalization?—A. Yes, sir; but what can you do when you ain't got them?
 Q. Let me see your tax receipt.—A. I ain't got none of them, either.
 Q. You were subpoenaed to produce your tax receipts here to-day?—A. Yes, sir.
 Q. Did you swear in your vote at that election?—A. No, sir.
 Q. Did you assist anyone in marking a ballot?—A. No, sir.
 Q. Did anyone go in with you to assist you in marking yours?—A. Yes, sir.
 Q. Who went in with you?—A. Thomas Haley. Did I call this man?
 Q. Yes; I understand; you asked Thomas Haley to go in with you?—A. Yes, sir.
 Q. And then you asked the election board if Thomas could go in with you?—A. I asked the judge of election; yes, sir.
 Q. And the judge told you that Tom could go in?—A. Yes.
 Q. Did you tell the judge why you wanted Tom to go in?—A. Yes, sir.
 Q. What did you tell him?—A. I told him I wanted him to go in in order I would know how to vote.
 Q. You desired to vote a straight ticket?—A. Yes.
 Q. And you knew that all that it was necessary to do in order to mark a straight ticket was to make one cross at the head of the ballot? Didn't you know that?—A. No, sir; I didn't know that—no such a thing.
 Q. The election officers didn't ask you any questions as to your ability to mark a ballot, did they?—A. No, sir.
 Q. And you didn't say anything to them about that?—A. No, sir.

Cross-examination by Mr. BALENTINE:

- Q. Mr. McGinley, can you read and write?—A. Well, a little.
 Q. Can you read the ballot and understand it without help?—A. I can read it, but at the same time I don't understand it.
 Q. Did you tell the judge of election that, as the reason you wanted this man to go in with you, that you didn't understand it?—A. Yes, sir.
 Q. And he told him to go in with you?—A. Yes, sir; I asked this man's assistance.
 Q. Well, you told the judge of election that you didn't understand how to mark the ballot, and for that reason you wanted help, did you?—A. No; I don't know as I did. I told him that I wanted this man to go in to show me how to mark the ballot, because I knowed him to be a good, straight man.
 Q. And that you didn't understand how to mark it?—A. Yes, sir.
 Q. You told him that?—A. No; I didn't tell him that I didn't understand it, but I told him that I wanted this man to go in with me; that was all.
 Q. You say you were subpoenaed to bring your naturalization certificate with you?—A. Yes, sir.
 Q. And you haven't brought it?—A. No, sir; how can I do it when I haven't got it?
 Q. You started to explain the answer as to why you didn't bring it and you were interrupted; tell us why you didn't bring it.
 Mr. OLVER. I object to any oral testimony or explanation of the production or non-production, because it is a matter of record.
 A. Because I ain't got it.
 Q. Where is it?—A. Well, if I knew that, I could get it; I lost it.
 Mr. OLVER. Now, we object to that and ask that the answer be stricken out.
 Q. Where did you get it?—A. I got it in Maunchchuck, Carbon County.
 Q. Carbon County?—A. Yes, sir; Carbon County.
 Mr. OLVER. I object to this and ask that it be stricken out.
 Q. Have you looked for it at your home?—A. Yes; but I didn't have no home at the time previous; I was a boarder.
 Q. Well, the long and short of it is, it is lost, and you don't know where it is?—A. Yes; I can tell you the time I got it.
 Q. When did you get it?—A. In the fall of 1888.

Mr. OLVER. I move to strike out all cross-examination relative to the matter of naturalization, the same being a matter of record and not the subject of parole evidence.

The COMMISSIONER. I will allow the motion to strike out.

By Mr. BALENTINE:

Q. Now, Mr. McGinley, you say you have brought with you no tax receipts?—A. No, sir.

Q. Whether or not you have paid a county tax in Lackawanna County within two years previous to the 4th of November, 1902?

Mr. OLVER. This is objected to as a conclusion. Second. It is vague, indefinite; and, third, if such a tax had been paid, there is better evidence within the reach of the witness. Fourth. It is not cross-examination, for the reason that on examination in chief the witness was not asked with reference to the payment of any tax, but simply with reference to receipts, which he was subpoenaed to produce here and which he failed to produce.

Q. Now, will you answer the question, Mr. McGinley?—A. What is that?

Q. Whether or not you have paid a county tax in Lackawanna County within two years.—A. No, sir; I didn't; but I have paid it now.

Q. When did you pay them?—A. It is about three weeks ago.

Q. Did you pay a tax in 1901 to anybody?

(Same objection.)

A. I don't remember whether I did or not.

Q. Have you been to the tax collector to see?—A. Well, I don't know where I was at the time.

Q. In 1901?—A. No, sir.

Q. You have sworn you were living in 16 Clunes court before the election for three years; that would be the year 1900 and the year 1901, wouldn't it?—A. Yes.

Q. Did you pay any taxes while you were living in Clunes court?—A. I did; I certainly did.

Q. To whom?—A. To Pat Connor.

Q. Did you pay any taxes within the last year or two to a man by the name of Passmore?—A. No, sir; I didn't. I don't know the man at all.

By Mr. OLVER:

Q. In other words, you would not swear positively that you paid a State or county tax within two years prior to November 4 last, would you?—A. No, sir; I would not.

JAMES J. HEALEY, Jr., called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Healey?—A. Well, sir, there ain't any number on, it is a new house—double house that has been built, and there is no number on.

Q. About where is it?—A. It is up on Dundaff street, about McMeans, I guess.

Q. Near McMeans's saloon?—A. No; John McMeans, mine boss.

Q. How long had you been living there in the Second district, Fifth Ward?—A. About two years—two years, I guess, next April.

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Born in Carbondale.

Q. How old are you?—A. Forty-seven.

Q. You voted up there last November for the office of Congressman?—A. Well, I guess so.

Q. Do you remember what time of day it was when you voted?—A. Oh, along 5 o'clock, I suppose, after getting home from work.

Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.

Q. Or any help to mark it?—A. No, sir.

Q. Did you help to mark a ballot for anyone or assist them?—A. No, sir; I didn't.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipt.—A. That is something I don't have. I paid all on my wife's, you know, for Mr. Passmore, and everything of that kind, on a lot—the lot was in her name.

Q. You could not swear, then, that you paid a State or county tax that was assessed against yourself personally within two years prior to last November?—A. I come on my wife's, you know.

Q. I didn't ask you that. Pay attention to my question. You could not swear you paid a tax which was assessed personally against you within two years prior to last November?—A. No; that is right.

Cross-examination by Mr. BALENTINE:

Q. Your wife owns a piece of real estate in the Fifth Ward of Carbondale?—A. Fourth Ward.

Q. You live in the Fifth Ward, Second district?—A. Yes, sir; at the present.

Q. Well, you did at the time of the election?—A. Yes, sir.

Q. Now, this lot, of course, is assessed to your wife?—A. Yes.

Q. You have no interest in it at all?—A. Not any more than pay the taxes.

Q. Now, you are assessed, of course, on your occupation?—A. Why, I suppose I am.

Q. Don't you know that you are?—A. Certainly I do—I ought to know it; yes.

Q. What is your occupation?—A. Part miner and part laborer.

Q. Well, now, you paid taxes to Mr. Passmore in the year 1901, have you?—A. I paid taxes—yes—for the real estate.

Q. In 1901?—A. For the real estate; yes, sir.

Q. Well, the fact is, that you go up there and pay all the taxes that are assessed against you or your wife at one time, isn't it?—A. I suppose so; that is the way I understood it all the while; when he comes there to collect, I supposed everything was paid, but as I got looking over these receipts, through this contest, that is all—

Q. Not only the tax on your wife's real estate, but any taxes assessed against you for your occupation?—A. I have got everything all clear.

Q. And you have paid your taxes every year, have you?—A. Why, certainly; I have got them clear up to date.

Q. That is 1902 tax?—A. Yes, sir.

Q. The 1901 tax?—A. Yes, sir.

Q. And the 1900 tax?—A. Yes.

Q. Both the taxes on your wife's real estate and any taxes assessed against you personally for your occupation?—A. Yes; well, I don't know, on me personally; this thing is twisted; I don't understand it. I supposed I was clear on account of what my wife paid toward her real estate.

Q. Then you don't know whether or not your personal tax is included in that when you paid it?—A. No, sir; I certainly don't.

By Mr. OLVER:

Q. What ward is your wife's property in?—A. The Fourth.

Q. Did you ever live in the Fourth Ward?—A. No, never.

By Mr. BALENTINE:

Q. You say you paid taxes to Passmore?—A. My wife did; he is collector in both wards.

PATRICK C. HART, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Dundaff street.

Q. What number?—A. No. 165.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir; Second district, Fifth Ward.

Q. How long had you been living there before the election?—A. Oh, long enough.

Q. How long?—A. About thirty-eight years or over.

Q. Keeping house there?—A. I guess so.

Q. Well, you know if you are, don't you?—A. I believe so.

Q. Where were you born?—A. I was born in Ireland.

Q. How old are you?—A. Oh, the Lord knows; I am old enough.

Q. About?—A. About 74 or 75.

Q. And you voted up there last November for the office of Congressman?—A. I did, sir.

Q. Did you mark your own ballot?—A. I did, sir.

Q. Did anybody go in with you?—A. I have been judge of election for fifteen years, and so I ought to know enough to go in myself.

Q. Did anybody go in with you?—A. No.

Q. Let me see your naturalization paper, if you have one.—A. I wish you would send me a fresh one up; I don't know if you can read it or not [produces paper].

Q. Were you present in court and sworn when you got this?—A. I was, sir.

(The witness produces a certificate of naturalization issued to Patrick Hart, a

native of Ireland, issued out of the mayor's court of the city of Carbondale, dated the 14th day of December, 1852.)

Q. Now your tax receipts, please.—A. Oh, I don't know; it's time for me to go and pay no more.

Q. You paid this tax yourself?—A. I did, sir.

Q. You own a property up there?—A. Well, I guess so.

Q. Well, you know it, if you do now—do you, or don't you?—A. Well, I claim I do.

Q. The deed is in your own name?—A. Yes.

(The witness produces a tax receipt, dated October 12, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

THOMAS J. HART, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 165 Dundaff street.

Q. That is in the Second district, Fifth Ward?—A. Fifth Ward.

Q. How long had you lived there before the election?—A. Thirty-two years.

Q. Keeping house?—A. Yes, sir; born there.

Q. You are a son of the prior witness, are you?—A. Yes, sir.

Q. You were there all last summer in that district?—A. Well, not during the strike.

I was away a week or ten days.

Q. When did you get back that week?—A. No; I could not say.

Q. Your family was there all the time?—A. Yes, sir.

Q. You were born here in Carbondale?—A. Yes, sir.

Q. How old are you?—A. Thirty-two years.

Q. And you voted up there last November for the office of Congressman?—A. No, sir.

Q. Did you vote at all?—A. Yes, sir.

Q. Did you skip the office of Congressman?—A. Yes, sir.

Q. There wasn't a candidate on the whole shooting match that was satisfactory to you?—A. I didn't vote for the Congressman, anyhow.

Q. I asked you if you voted for the office of Congressman?—A. No, sir; I didn't.

Q. Didn't you vote for anybody for the office of Congressman?—A. No, sir.

Q. You have with you a receipt for a State or county tax, have you?—A. Yes, sir.

Q. Did you pay this yourself?—A. Well, sir, in fact I met the man down town and I told him that I hadn't the money in change, and told him to call at the house the next day; and I left it in the house and told my wife to pay it, and I consider that it was my money that paid it.

(Witness produces a tax receipt, dated October 1, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector.)

MILES MONAHAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Monahan?—A. Farview street.

Q. Number?—A. No. 121.

Q. And that is in the what ward and district?—A. Second district, Sixth Ward.

Q. How long had you lived in that district and ward before the election?—A. Well, I am there thirty-three years.

Q. You were there all last summer?—A. Yes, sir.

Q. Where were you born?—A. I was born in Ireland, and I am proud of it—this is my birthday.

Q. How old are you?—A. I am 77 to-day. This is my birthday. How is that for you?

Q. And you voted up there last November for the office of Congressman?—A. I did, and I will vote again if I live.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. I have.

Q. Let me see it.

Q. Were you present in court and sworn when you received this paper?—Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to George M. Monahan, a native of Ireland, dated the 6th day of October, 1882.)

A. I go by the name of Miles, too.

Q. Are these your tax receipts?—A. Hold up—there is one of them don't belong to you.

Q. You are a miner, Mr. Monahan?—A. Yes, sir.

Q. And you worked at the Coalbrook mines?—A. Yes, sir.

Q. And you are No. 10?—A. Yes, sir.

Q. And this tax was stopped out of your pay?—A. No, sir; I paid my tax to Mr. Passmore. That wasn't stopped out of my pay—neither one or the other. You can not bluff me, you know.

Q. Who put those figures on?—A. Passmore, that collected the tax. What is the matter with you?

Q. Where was Mr. Passmore when you paid him this tax?—A. In my house.

Q. Do you remember when it was?—A. Yes, sir; perfectly well.

Q. When?—A. I ain't supposed to know the date.

Q. You said you knew it perfectly well.—A. Well, there is the date on that receipt.

Q. You swear that this tax receipt which I have in my hand was not stopped out of your pay by the company?—A. No, sir.

Q. Did you have it was not?—No, sir; not by the company in any form.

Q. Nor by the paymaster?—A. No, sir; either.

Q. Did Mr. Passmore hand this to you himself?—A. Yes, certainly; when he received his money.

(The witness produces a tax receipt, dated April 10, 1902, including a county tax for the year 1901, in the ——— Ward, signed Wm. Passmore, collector, upon which is indorsed the following memorandum: "Miner No. 10, Coalbrook.")

Q. How did Mr. Passmore know your number in the mines?—A. I worked with that man years ago.

Q. Did you have the same number then?—A. No, sir; I had 77 and I had 55.

Q. Will you tell me how Mr. Passmore knew the number of your chamber in the mines?—A. I don't know anything about that. That I could not answer. I could not speak for that part.

Q. You do know that—that taxes are stopped by the company, that they put the number of your chamber on and the colliery on your tax receipt?—A. Yes. Well, did the company pay that tax for me, or I pay it? Who paid it? Who is the receipt to?

Q. Will you kindly answer my question? Wasn't this receipt taken out of your pay and handed to you by the paymaster on pay day?—A. Not that I know of.

Q. Do you swear that it was not?—A. No; I ain't swearing; I am answering you back.

Q. You won't swear to it that it was not stopped by the paymaster?—A. Not that I know of.

Q. You have sworn to it two or three times, that you would swear that it was not.

(The witness produces a tax receipt dated January 18, 1902, to Miles Monaghan, of the Sixth Ward, including a county tax for the year 1900, signed William Passmore, collector.)

Q. You paid this tax yourself, did you, personally?—A. Yes, sir.

Q. Now will you explain to me why you swore you paid that other tax personally to Mr. Passmore?—A. What is the matter with the two of them, when he collected the money?

JOHN HUNT, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Hunt?—A. 186 Dundaff street.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived there before the election?—A. The 17th of February last—a year last February—1902.

Q. You were there last summer?—A. Yes; up to this.

Q. And where were you born?—A. Ireland.

Q. How old are you?—A. About 55, as near as I can get at it.

Q. You voted up there last November for the office of Congressmen in that district and ward?—A. Yes, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Let me see it, please.—(Produces paper.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you got it?—A. Yes, sir—not that—that is a duplicate.

Q. But the original, you were present in court and sworn when you got that?—A. Yes, sir.

(The witness produces a duplicate certificate of naturalization issued out of the court of common pleas of Luzerne County to John Hunt, a native of Ireland, for a certificate dated the 5th day of January, 1875—the date of the duplicate is not certified here.)

Q. Now your tax receipts. Did you pay this yourself?—A. No, sir; I didn't. John Barrett paid them for me; I gave him the money to pay it.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November the 4th, 1902, weren't you—that is, you had one of those printed notices served on you?—A. Not that I know of.

Q. Didn't you have one of those printed notices?—A. Not that I know of.

Q. Why did you come here to-day; didn't you have a subpoena to come here?—A. Yes, sir.

(The witness produces a tax receipt dated September 15, 1900, including a county tax for the year 1900 in the Sixth Ward, signed Wm. Passmore, collector.)

Q. What is your occupation, Mr. Hunt?—A. Laborer.

Q. And when did you live in the Sixth Ward?—A. I was five years and a half in it before last election—in the Sixth Ward; I moved to the Fifth after the 17th of February last.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Was there anybody in the booth with you?—A. No, sir.

Q. Did you assist in marking a ballot for anyone that day?—A. No, sir.

Cross-examination by Mr. BALENTINE:

Q. Have you paid a State or county tax since the time you paid that tax?—A. No, sir; I didn't.

Q. That is the last one you paid?—A. That is the last tax I paid.

MICHAEL DUNLEAVY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Dunleavy?—A. Farview street, No. 24.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived there before the election last?—A. About forty-three or forty-four years.

Q. Were you born there?—A. Yes, sir.

Q. There all last summer?—A. Yes, sir.

Q. Voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Let me see your tax receipt. Have any assistance in marking your ballot?—A. None.

Q. Did you go in with anybody else to mark one?—A. No, sir.

Q. Is this your tax receipt?—A. Yes; I paid that.

Q. This is your tax receipt, is it?—A. Yes.

Q. Pay it yourself to Mr. Passmore?—A. No; I paid it to John Van Beck. Passmore came to the house, and I wasn't home, and told me I could pay him.

Q. You own a property?—A. I don't know who owns it, but I am paying taxes—there is three of us in it.

Q. It was left to you by a relative?—A. I built it, but the rest of us paid a share of it.

Q. What is your interest in the property, one-third or one-half?—A. I don't know how that is—we don't—

Q. How did you get it, by deed?—A. I paid for the property, but other people paid for the land, so some one of us keeps the taxes paid; that is all.

Q. You have a deed for the property, have you?—A. Yes; I have all the receipts for it.

Q. In your own name?—A. Yes.

Q. No one else named as owner?—A. No, sir.

(The witness produces a tax receipt dated March 27, 1902, including a county tax for the year 1901 in the Fifth Ward, signed Wm. Passmore, collector.)

CHARLES MYERS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Myers?—A. 180 Dundaff street.

Q. That is in the Second district, Fifth Ward?—A. It is, sir.

Q. How long had you lived there before the election?—A. Well, about two years and a half. I am—I moved there—it will be four years next May since I moved there.

Q. And you have been there all the time since then?—A. Yes, sir.

Q. There all last summer?—A. Yes, sir.

Q. Where were you born?—A. Born in Scott Township.

Q. How old are you?—A. Well, I am pretty nearly 47.

- Q. You voted up there last November for the office of Congressman?—A. I did.
 Q. You marked your own ballot?—A. I certainly did.
 Q. Did you assist in marking anybody else's ballot?—A. No, sir; I didn't.
 Q. Let me see your tax receipts, please.—A. I don't make a practice of helping other people or having other people help me.
 Q. No; I think not; but still we ask those questions in order to get them on the record.—A. I fetched three of those taxes [producing receipts].
 Q. You paid these taxes yourself to Passmore, I presume?—A. I certainly did.
 Q. What is your occupation?—A. Painter and paper hanger.
 (The witness produces a tax receipt dated December 28, 1901, including a county tax for the year 1900 in the Fifth Ward, signed William Passmore, collector.)

PATRICK HANNIGAN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. Whereabouts do you live in the Northwest district?—A. I live in Mayfield.
 Q. Mayfield Yard?—A. Yes, sir.
 Q. And how long had you been living there prior to the last November election?—
 A. Ten years.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Scotland.
 Q. How old are you?—A. About 45.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Have you with you a certificate of naturalization issued to yourself?—A. Yes, sir.
 Q. Is this your paper?—A. That is my paper.
 Q. Present in court and sworn when you received this paper?—A. Yes, sir.
 (The witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County to Patrick Hannigan, a native of Scotland, dated the 6th of January, 1890.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Title to that property in your own name?—A. Yes, sir.
 Q. Did you pay this tax yourself?—A. Yes.
 (The witness produces a tax receipt dated February 28, 1902, including a county tax for the year 1901 in the district of Carbondale Township, signed Patrick Casey, collector.)
 Q. Have any assistance in marking your ballot?—A. No, sir.
 Q. You didn't go in with anybody else to assist them?—A. No, sir.

OWEN LARKIN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. You are in the Northwest district of Carbondale Township?—A. I belong to Carbondale Township.
 Q. And just where do you live up there?—A. Well, a little one side of Brook Side Cemetery, if you know where that is. It is high up on the hill.

By Mr. BALENTINE:

- Q. Mayfield Yard, do you call that?—A. You can either call it Mayfield Yard or by Brook Side; one or the other will take it right.
 Q. Where were you born?—A. I was born in Ireland, sir.
 Q. How old are you?—A. Going on—between 50 and 60. I can not give you the dates.
 Q. Can you tell us when you came to this country?—A. I can. I came in 1888.
 Q. You voted up there last November for the office of Congressman?—A. Yes; certainly.
 Q. And how long had you been living up there before the election?—A. Well, I believe I am living up there seven or eight years.
 Q. You were there all last summer?—A. Yes; I own my own property up there.
 Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.
 Q. Let me see it, please.—A. Yes, sir; I will let you see anything belonging to me that you want to.
 Q. Is this your paper?—A. Yes, sir.
 Q. You were present in court and sworn when you got it?—A. Yes; oh, yes; I got that from Judge Gunster; he is dead.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Owen Larkin, a native of Ireland, dated the 19th day of January, 1894.)

Q. Are these your tax receipts?—A. Yes, sir; they're nobody else's.

Q. You paid them yourself?—A. Yes, sir.

Q. The title to this property is in your own name?—A. Yes; I never got anyone to pay a cent for me—only myself.

(The witness produces a tax receipt dated 2, 3, '02, including a county tax for the year 1901 in the district of Carbondale Township, signed Patrick Casey, collector.)

Q. When did you pay this, Mr. Larkin?—A. Isn't the date on there. I can not say, you know.

Q. It is dated 2, 3, '02?—A. Well, it must be paid that time.

Q. What is that time?—A. He wouldn't give me a receipt with a date—I don't know what it means, what it should mean, but there is the receipt, if you can read.

Q. Did you have any assistance in marking your ballot?—A. I don't know—oh, yes; I had; that is honest.

Q. You don't know who you did have, do you?—A. Yes; I can not see to figure.

Q. Who went in with you?—A. He was one that belonged to the board—he was of the name of Walker—I am glad you put me in mind of that.

Q. You went up to the election board and told them you wanted Mr. Walker to go in with you?—A. I asked of the judge, and he gave me permission—gave him permission.

Q. That is, you told him you would like to have somebody go in with you?—A. No; that I wanted somebody to make out the paper.

Q. They didn't ask you any questions about why you wanted him to go in, did they?—A. No; I asked them to come in and make out my paper for me.

Q. You didn't tell them why you wanted Mr. Walker to go in, only to mark your ballot?—A. That is what I intended; I didn't want anything else.

Q. Did you desire to vote a straight ticket?—A. I ain't supposed—if you are a gentleman, you would not ask it.

Q. I am not asking you who you voted for, but whether it was your desire to mark a straight ballot?—A. Well, we cut the ballot, if that would be satisfactory to you.

Q. You didn't vote a straight ticket?—A. No, sir.

Q. Then, if Mr. Walker testified that he marked a straight ballot for you, he is mistaken about that?—A. I didn't want him to do that; he just done as I asked him to, the same as if I wanted you to loan me \$10; if you had it, you would give it to me; and if you didn't, you would not give it to me.

Q. You didn't make any affidavit at that election?—A. No.

Q. You didn't swear in your vote?—A. No, sir; I wasn't asked.

JOHN GILLIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Gillis?—A. Dundaff street, I believe.

Q. Number what?—A. No. 178.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived there before the election?—A. One year and four months.

Q. Can you give us the date when you moved in there?—A. No, sir.

Q. All of last summer you were there, were you?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Forty-four this month.

Q. And you voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone in marking a ballot there?—A. No, sir.

Q. You were not in the booth with anybody?—A. No, sir.

Q. Swear in your vote?—A. I swore it in, yes; the first time.

Q. But not at the last November election?—A. No, sir.

Q. Let me see your tax receipt.—A. That is where you have got me; I have one here, but I haven't got the State and county tax.

Q. This subpoena which was served upon you notified you to produce tax receipts paid within two years prior to November 4, 1902, didn't it?—A. Yes, sir.

Q. And you say you have no such tax receipts?—A. No; I have city tax, school tax, and poll tax receipt.

Cross-examination by Mr. BALENTINE:

Q. Did you pay a tax in the year 1901, Mr. Gillis?

Mr. OLVER. We object to any interrogation except as to county taxes.

Q. Did you pay a county tax in the year 1901?—A. I could not swear to it; no.

Q. You could not swear that you did?—A. No, sir; I could not.

Q. Would you swear that you paid any county tax in 1900?—A. Well, I would not swear to it; I haven't got the tax receipt, so I can not swear to it.

Q. Do you know Passmore?—A. I do.

Q. If you paid him any taxes in that year?—A. 1900, I wasn't here; I was in Olyphant borough, I believe. I would have to go to Olyphant to get the stubs if I went there.

Q. Did you pay a county tax in the borough of Olyphant in the year 1900?—A. I could not tell you that; I voted there.

Q. Have you been to Passmore, before coming here in response to this subpoena, to ask him if he had any stub for you?—A. I did, and he told me he didn't have my name at all; he could not find me there. I don't know whether I was assessed or not.

Q. Since you have been here?—A. Since I have been here.

Q. You were assessed for city taxes?—A. Yes; I was assessed for that.

Q. Did you pay a poor tax in 1902 or 1901?—A. Well, that I could not say; I ain't got any receipts.

SAMUEL RESSEQUIE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 75 Brook avenue.

Q. That is in the Second district, Fifth Ward?—A. First district, Fifth Ward.

Q. How long had you been living there in that district before the election?—A. About twenty-eight or twenty-six years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Pennsylvania.

Q. How old are you?—A. Sixty.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir; I think I did.

Q. Let me see your tax receipt. You didn't have anyone in with you to help you mark your ballot, did you?—A. No, sir.

Q. Did you go in with anybody else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay it yourself?—A. Yes, sir.

(The witness produces a tax receipt dated December 28, 1901, including a county tax for the year 1901, in the Fifth Ward, signed Wm. Passmore, collector.)

Q. The title to this property is in your own name, is it?—A. Yes, sir.

JOHN CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Connor?—A. 150 Dundaff street.

Q. And that is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived there before the election?—A. All my lifetime.

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-seven.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts please.—(Produces receipt.)

Q. Is this your receipt?—A. Yes, sir.

Q. Pay it yourself?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

(The witness produces a tax receipt dated August 27, 1901, including a county tax for the year 1901, 30 cents, signed Wm. Passmore, collector.)

Q. You didn't have any assistance in marking your ballot?—A. No, sir.

Q. You didn't assist anyone else in marking a ballot?—A. No, sir.

WILLIAM CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Connor?—A. 186 Dundaff street.

Q. And that is in the Second district, Fifth Ward?—A. Yes, sir.

- Q. And how long had you lived there before the election?—A. About a year.
 Q. Can you tell us when you moved in there?—A. No; I can not.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You moved in there last spring, did you, about the 1st of April?—A. No; it was a year last fall.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Thirty-five.
 Q. You voted up there last November for the office of Congressman?—A. I did.
 Q. Do you remember what time of the day it was?—A. About 6 o'clock in the evening.
 Q. Have any assistance in marking your ballot?—A. No, sir.
 Q. Did you assist anyone?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt please. Pay this yourself?—A. Yes, sir.
 Q. Stopped by the paymaster of the company?—A. Yes, sir.
 Q. What is your occupation?—A. Laborer.
 Q. At the time this receipt was issued, were you a miner?—A. Yes; I was then.
 Q. In what shaft were you employed?—A. No. 1 slope.
 Q. Delaware and Hudson Company?—A. Yes, sir.
 Q. You never had any conversation with the company about stopping out this tax, had you?—A. No, sir.
 Q. You never authorized them to stop it?—A. No, sir.
 Q. You would rather pay your own bills, wouldn't you?—A. It wouldn't make any difference to me.
 Q. If you knew that it was required that you should pay your own taxes to qualify you as a voter, then you would rather pay it, wouldn't you?—A. Yes, sir.
 (The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1901, in the ——— Ward, signed Wm. Passmore, collector. Upon which receipt is indorsed the words, "Company miner No. 1 and 3.")

JAMES CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 150 Dundaff street.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. How long had you lived there before the election?—A. Always lived there.
 Q. In that district?—A. Yes, sir.
 Q. There all last summer?—A. Yes, sir.
 Q. Boarding with your parents?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. And how old are you?—A. Twenty-seven.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. What time of the day?—A. Three o'clock.
 Q. Have any assistance in marking your ballot?—A. No, sir.
 Q. Did you assist anyone?—A. No, sir.
 Q. Did you swear in your vote?—A. What is that?
 Q. Did you make an affidavit and swear in your vote?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Let me see your tax receipt.—(Produces receipt.)
 Q. This was stopped by the company, wasn't it?—A. Yes, sir.
 Q. You were a miner at the No. 1 and 3 shaft of the Delaware and Hudson Company?—A. Yes, sir.
 Q. You never authorized the company to pay this for you, did you?—A. No, sir.
 Q. You would prefer to pay it yourself, wouldn't you?—A. Yes, sir.
 (The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1901, in the ——— Ward, signed William Passmore, collector, upon which receipt the following memorandum is indorsed: "Company miner, No. 1 and 3.")

THOMAS GILGALLON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. Clunes court, No. 20.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. How long had you lived there before the election?—A. About a year, I guess.
 Q. Can you tell us when you moved into that district?—A. No; I don't think I can.
 Q. About when was it—what month?—A. About a year at this time, I think.
 Q. You think it was in February last?—A. No; it was a year in the fall.

Q. You mean you had been living there a year before last fall?—A. About a year last fall.

Q. Were you there all last summer?—A. Yes, sir.

Q. Boarding?—A. No, sir; at home.

Q. With your parents?—A. Yes, sir.

Q. And had they been living there just the same time you had?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Going on 23.

Q. When will you be 23?—A. The 2d of next September.

Q. And you were 22 the 2d of last September?—A. Yes, sir.

Q. Did you vote up there at the last November election for the office of Congressman?—A. No.

Q. Do you know of another Thomas Gilgallon living there in that district?—A. No.

Q. You are positive you didn't vote, yourself, up there last November?—A. I didn't vote.

Q. Do you remember where you were on election day?—A. I remember passing by the polls when I was coming home from work, but I didn't vote.

Q. You are sure about it?—A. I am sure.

Q. You never paid any State or county tax, have you?—A. No.

MARTIN KANE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Kane?—A. No. 24 Orchard street.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived in that district before the last election?—A. I guess about thirty-two years.

Q. Keeping house?—A. Well, I am now.

Q. You were there all last summer in that district, were you?—A. Well, I was away a little while; came back for two weeks.

Q. Your family was there all the time?—A. Yes, sir.

Q. Where were you born?—A. Born in England.

Q. How old are you?—A. Thirty-eight years last birthday.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Martin Kane, a native of England, dated the 6th day of October, 1888.)

Q. Now, your tax receipts.

(Produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay it yourself?—A. Yes, sir.

Q. Do you own that property up there in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated October 11, 1901, including a county tax for the year 1900, in the Fifth Ward, signed William Passmore, collector.)

Q. You didn't have anyone to assist you in voting?—A. No, sir.

Q. Did you assist anyone in marking a ballot?—A. There was one asked permission from the officers that I show him, so I took a sample ballot and showed him how to mark it.

Q. You didn't go into the booth with him?—No, sir.

Q. That is the proper thing to do—show them on the sample ballot.

JAMES LYNADY, Sr., called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Lynady?—A. 175 Dundaff street.

Q. That is in the Second district, Fifth Ward?—A. Second district, Fifth Ward.

Q. How long had you been living in that district before the election last November?—A. All the time.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. You voted up there for the office of Congressman, did you?—A. I did.

Q. Where were you born?—A. I was born on the sea. I was born coming from Maine to New York. My folks lived in Maine, and I was born on the sea coming to New York.

Q. How old are you?—A. I am 65 years old.

Q. Let me see you tax receipts, please.—A. I haven't got any.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November last, weren't you?—A. Yes; I thought that they were paid, but my wife pays them sometimes to the tax collector when he comes around, and I supposed that she had them paid all along until I come here to look up the receipts, and I could not find them.

Q. You found some receipts, but none within two years of November the 4th, last?—A. No, sir.

Q. I suppose you would not like to swear positively that you had paid such a tax?—A. No, sir; I would not. Oh, I know if I had, I might have found the receipts.

Q. You didn't go to Mr. Passmore to see if you had paid them?—A. No, sir.

JOSEPH LYNODY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 37 Farview street.

Q. And that is in the Second district, Fifth Ward?—A. Yes, sir.

Q. And how long had you lived there before the election last November?—A. About a year.

Q. A son of the prior witness, are you?—A. No, sir; my father is his brother.

Q. He is your uncle?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Twenty-two the 12th of last October.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir; second vote.

Q. Let me see your tax receipt.—A. I haven't got any.

Q. You never paid any, have you?—A. No, sir; I was told I was entitled to two votes on age.

By Mr. BALENTINE:

Q. You voted once before that, Mr. Lynody?—A. I voted February before that—1902.

MICHAEL COUGHLIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Oh, it is Dundaff street, No. 119, I guess.

Q. That is in the Second district, Fifth Ward?—A. Yes; the Fifth Ward it is.

Q. Second district?—A. I don't know about that.

Q. Where did you vote last November?—A. In the Fifth Ward, sir.

Q. In the Second district?—A. Yes, I guess so.

Q. How long had you been living there in that district before the election—about?—A. I was living there for fifty years I guess.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. And how old are you?—A. About 66.

Q. Have you with you a certificate of naturalization issued to yourself?—A. No, sir; my father—

Q. You have none that was issued to yourself with you?—A. No, sir—Honesdale.

Q. Let me see your tax receipt.—A. They are here.

Q. You paid this yourself, did you?—A. Yes, sir.

Q. You own a property up there?—A. Yes, sir.

Q. The deed is in your own name?—A. I believe it is.

Q. Well, you know if it is?—A. Well, it is.

(The witness produces a tax receipt dated April 23, 1902, including a county tax for the year 1901, in the ——— Ward, signed William Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No; not that I know of. I marked my own ballot.

Q. There didn't anybody go in with you to vote?—A. None.

Q. Did you go in with anybody else to help them to vote?—A. No, sir.

Cross-examination by Mr. BALENTINE.

Q. I wish you would give me the exact date of your birth?—A. 1836, sir.

Q. What date?—A. July—I could not tell.

Q. When did you come to the United States?—A. 1845, sir; in 1845.

Q. Who came with you?—A. My parents.

Q. Your father?—A. Yes, sir.

Q. And mother?—A. No; step-mother.

Q. Your father and step-mother came with you?—A. Yes, sir.

Q. Any brothers and sisters?—A. No, sir.

Q. Where is your father now?—A. Well, I guess he is dead.

Q. He is dead, is he?—A. Yes, sir.

Q. Did you look through his papers and effects to find if he left a naturalization certificate behind him?

Mr. OLVER. We object to that as not cross-examination.

The COMMISSIONER. I sustain the objection.

By Mr. BALENTINE:

Q. Now, in answer to that question, did you ever see your father's naturalization certificate?—A. Yes, sir.

Q. Where is it?—A. Why, it is lost.

Q. Where was he naturalized?—A. Honesdale.

Q. When?—A. About 1840—I can not tell you.

Q. He came here in 1845, you say?—A. Yes.

Q. Wasn't it some time after 1850?—A. Oh, no; it was before that.

Q. Then he had not been here five years in 1850?—A. Yes, he had—1845; yes, sir; in 1845 we landed in Carbondale.

Q. So that it was some time five years after that that your father was naturalized?—A. Well, I guess it was before that, sir.

Q. He declared his intention?—A. Yes. You understand that now—will you?

Q. I understand that.—A. Now, what more?

Q. I am trying to make your vote good.—A. Oh, it is good.

Q. No, not yet. Now wait a minute; we will have to recall you when we come to our side of the case, and you will have to send up to Honesdale to get a copy of your father's papers.—A. All right, sir.

Q. You live at 119 Dundaff street?—A. Yes, sir.

Mr. OLVER. We move that all testimony on cross-examination in relation to naturalization certificate be stricken out as incompetent, immaterial, and irrelevant.

Q. Are you an old soldier?—A. Yes, sir.

Mr. OLVER. We object to this line of examination, upon the ground that it is not cross-examination.

A. That is all right, anyhow.

Q. If you will just answer the questions we will get along very well. Where did you enlist?—A. In Carbondale, sir; in the militiamen.

Q. What was the number of your regiment?—A. By God, I don't know; but it is up there posted up in the house.

Q. Have you got an honorable discharge?—A. Yes, sir; I have an honorable discharge.

Mr. OLVER. This is objected to, and at this time I move to strike out all the evidence in reference to his having an honorable discharge.

SCOTT WHIPPLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Whipple?—A. 77 Fairview.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. And you voted up there for the office of Congressman last November?—A. Yes, sir.

Q. How long had you lived in the district?—A. Nearly five years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. Susquehanna County, Pa.

Q. How old are you?—A. Thirty-two.

Q. Let me see your tax receipts, please.—A. I haven't got them.

Q. You received one of those printed notices, too, requiring you to produce them here to-day, Mr. Whipple, didn't you?—A. Yes, sir.

Cross-examination by Mr. BALENTINE:

Q. Did you pay a county tax within two years of November 4, 1902?—A. I don't think so; I would not swear to it, sir.

Q. Did you pay a county tax to Passmore at all?—A. No, sir.

Q. You never did?—A. No, sir.

TIMOTHY LYNADY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 175 Dundaff street.
 Q. What is your ward and district?—A. Fifth Ward, Second district.
 Q. How long had you lived in that district before the election?—A. Just about two years.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. Born in Carbondale.
 Q. How old are you?—A. Thirty-four.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Let me see your tax receipts, please.—A. I haven't my State and county tax paid from 1899; 1899 was the last State and county tax paid.
 Q. You paid it in the fall of 1899, did you?—A. I paid that to Male.
 Q. The last county tax which you paid was December 15, 1899?—A. Yes, sir.
 Q. And you paid no State or county taxes since that?—A. No, sir.

MICHAEL MCGINNIS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. No. 12 Clunes court.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. How long had you lived there prior to the election?—A. I am there since—twenty years, I guess, in that district altogether.
 Q. Are you living with your parents?—A. I did part of the time but I am married now.
 Q. And your home has been in that district there for some time, has it?—A. Yes, sir.
 Q. Where were you born?—A. Ireland.
 Q. And how old are you?—A. Thirty-two.
 Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.
 Q. Let me see it, please.—(Produces paper.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Present in court and sworn when you received it, were you?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Michael McGinnis, a native of Ireland, dated the 4th October, 1894.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did you pay this yourself personally to Mr. Passmore?—A. Yes, I paid it to his brother; he wasn't at home.
 Q. What is your occupation?—A. Laborer.
 (The witness produces a tax receipt dated January 4, 1902, including a county tax for the year 1900 in the Fifth Ward, signed William Passmore, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. You didn't have anyone in with you to assist you in voting?—A. No, sir.
 Q. Did you assist anyone else?—A. No, sir.

CHARLES E. McCABE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. 167 Dundaff street.
 Q. That is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. How long had you lived in that district before the last November election?—A. Eleven years.
 Q. There all last summer, were you?—A. I was there one day out of seven.
 Q. Then you were making your home there all the time?—A. My home was there.
 Q. Where were you born?—A. I was born in Carbondale.
 Q. How old are you?—A. Thirty-seven years.
 Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
 Q. Let me see your tax receipts.—(Produces receipt.)
 Q. Is this your receipt?—A. Yes, sir.
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. You own a property up there, do you, in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated January 23, 1902, including a county tax for the year 1901 in the Fifth Ward, city of Carbondale, signed Wm. Passmore, collector.)

THOMAS P. McNULTY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 51 Farview street.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived in the district before the election?—A. Twenty-three years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old are you?—A. Forty-five, and born in 1857, November 25.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Certainly was, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Thomas McNulty, a native of Ireland, dated 6th October, 1882.)

Q. Now, your tax receipts.—A. I have them right here.

Q. Did you pay this yourself?—A. Yes, sir.

Q. The title to your property up there is in your own name, is it?—A. No, sir; the property is in my wife's name.

Q. Do you know, Mr. McNulty, whether you are assessed on your occupation aside from your wife's property?—A. I pay all the taxes, anyway; all that is assessed to me.

Q. But you are unable to state whether you are assessed for any taxes except that which is assessed on the property?—A. No.

Q. You don't think you are assessed for any other tax?—A. No.

(The witness produces a tax receipt dated January 26, 1902, including a county tax for the year 1900 in the Fifth Ward, signed William Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone else?—A. No, sir.

Cross-examination by Mr. BALENTINE:

Q. Of course you know, Mr. McNulty, that you are assessed for an occupation tax the same as any other citizen?—A. Oh, yes.

Q. The fact that your wife owns property don't exempt you from an occupation tax?—A. No, sir; not at all.

Q. I notice in here a bridge tax for 1900, in the receipt which you offered, 39 cents?—A. Yes, sir.

Q. And the fact is that you go up there and pay the taxes on your wife's property and any taxes that are assessed against you all at once, and this is the receipt covering that tax for the year 1900, paid on January 26, 1902?—A. Yes.

Q. Including your own occupation tax and your wife's tax on her real estate?—A. Yes, sir.

By Mr. OLVER:

Q. The collector gave you only this one receipt?—A. One receipt; that is all.

Q. And when you go up there there is only one tax on his books against you?—A. That is all.

Q. And that is the tax on your wife's property?—A. On the property; yes, sir.

Now, 12.30, adjourned to meet at 1.30 p. m.

Now, 1.30 p. m., hearing is resumed.

FRANCIS COLEMAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Orchard street, No. 44; used to be No. 30, but it is changed to 44; they changed the numbers.

Q. That is in the Second district, Fifth Ward?—A. Yes, sir.

Q. How long had you lived in the district before last November election?—A. Always.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Same place.

Q. Carbondale? And how old are you?—A. Thirty-four.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Let me see your tax receipt.—A. What year?

Q. Paid within two years prior to November 4, 1902.

Q. Did you pay this tax yourself with your own money?—A. Yes.

Q. What is your occupation?—A. Mine laborer.

(The witness produces a tax receipt dated November 13, 1901, including a county tax for the year 1900 in the Fifth Ward, signed Wm. Passmore, collector. Also, a receipt of same date for county tax for the year 1901, signed Wm. Passmore, collector.)

Now, — p. m. February 11, 1903, hearing is adjourned to meet in the same place February 12, 1903, at 9 a. m.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., February 12, 1903, at 9 o'clock a. m., hearing of evidence is resumed before John Taylor, commissioner.

Counsel present: For contestant, C. E. Olver, esq.; for respondent, J. E. Brennan, esq.

JOSEPH WAGNER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your ward and district?—A. Second district.

Q. Of Fell Township?—A. Yes, sir.

Q. How long had you lived in that district before the election last November?—A. I have lived there fourteen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Just where in the district do you live?—A. Up the Wilson Creek; they call it the Wilson Creek.

Q. Where were you born?—A. Born in this town.

Q. Carbondale?—A. Carbondale.

Q. How old are you?—A. Thirty-eight.

Q. You voted up there last November for the office of Congressman, did you?—A. No, sir; I didn't vote at all. Didn't vote; never was near the polls.

Q. Do you know of any other Joseph Wagner living there?—A. Not that I know of.

Q. You think you would know him if there was such an one living there?—A. Yes, sir; I think I would know him.

Q. And to the best of your knowledge and belief and from your acquaintance in the district you believe there is no other Wagner there?—A. No, sir; not that I know of.

Q. You were not on the election board there?—A. No, sir.

GEORGE MCCOOL, called by contestant and sworn:

Direct examination by Mr. OLVER:

Q. You are in the Second district of Fell Township?—A. Yes, sir.

Q. How long had you lived in that district before the election?—A. Living in that district since 1885—about fifteen years.

Q. You were there all last summer, were you?—A. Yes.

Q. Just where in the district do you live?—A. Wilson Creek; about the upper end of the district.

Q. Where were you born?—A. Tamaqua, Schuylkill County, Pa.

Q. How old are you?—A. Thirty-three this morning.

Q. You voted up there for the office of Congressman last November, did you?—A. Yes, sir.

Q. What time in the day did you vote?—A. In the evening; coming from work.

Q. You were not on the board, were you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts, please?—(Produces receipts).

Q. Are these your tax receipts?—A. Yes, sir.

Q. What is your occupation?—A. Fireman, just now.

Q. This receipt of September 16, 1901, did you pay it yourself?—A. Yes, sir.

Q. You own a property there, do you?—A. Yes, sir.

Q. Is the title to that property in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated September 16, 1901, including a county tax for the year 1901 in Fell Township, signed Joseph White, collector.)

Q. You didn't have any assistance in marking your ballot?—A. No, sir.

Q. And you didn't go in with anybody else?—A. No, sir; I didn't have the time.

MICHAEL MAHOSKI, called by contestant and sworn.

Direct examination by Mr. OLVER.

Q. You are in the Second district of Fell Township?—A. Yes, sir.

Q. And how long had you lived there before the election?—A. Quite a good many years—one year, anyway.

Q. Twenty years?—A. No, not so many as that—about sixteen.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir; I think I did.

Q. Where were you born?—A. Born in Austria.

Q. How old are you?—A. About 38 or 39; somewhere around that.

Q. How old were you when you came to this country?—A. I was 15 years of age.

Q. Let me see your naturalization paper?—A. Yes, sir.

Q. Is this your paper?—A. It is my paper.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the district court of the United States for the western district of Pennsylvania to Michael Mahoski, a native of Ireland (?), dated the 6th day of March, 1888.)

Q. Let me see your tax receipts.—(Produces receipts.)

Q. You own a property up there?—A. Yes, sir.

Q. Is the title in your own name?—A. Yes, sir—no, it is in my wife's—my wife's property.

Q. It is your wife's property?—A. Yes, sir.

Q. And this tax is assessed on that property, is it?—A. Yes, sir.

Q. Do you remember when you paid this tax, Mr. Mahoski?—A. I don't know when I paid it; no.

Q. You never saw the assessor to be assessed on your occupation?—A. Yes, sir; I did.

Q. Aside from this property tax? (No answer.)

Q. The title to that property is in your wife?—A. Yes, sir.

Q. This is the only tax you paid; is the tax assessed in that way.—A. I paid those taxes, all that was in there.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

(The witness produces a tax receipt dated September 9, 1901, including a county tax for the year 1901, in Fell Township, signed Joseph White, collector.)

Q. You didn't go in with anyone else to mark a ballot for them?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. I have another one here, October 13, 1902.

Q. In whose name is the deed to the property up there?—A. My wife's name, Frances Mahoski.

Q. That is your wife's name?—A. Yes, sir.

Q. Do you know whether or not your own occupation tax in Fell Township, is included in this receipt?—A. Yes, sir; I do.

Q. You do know?—A. Yes, sir.

Q. Well, is it?—A. Yes, sir.

Q. It is included in this receipt?—A. Yes, sir.

Redirect examination by Mr. OLVER:

Q. Now let us see—do you know what the valuation on your occupation is?—A. Two hundred dollars, hotel keeper.

Q. Did you ever see an assessment of \$200 by the assessor on you?—A. That is what they said.

Q. You never saw any such assessment?—A. No, I never saw any.

Q. You know that as a general thing that is the valuation of a hotel keeper?—A. Yes, sir.

Q. The assessor didn't tell you that?—A. Yes, sir; he told me that.

Q. When did he tell you that?—A. Several times he was around there and assessed me.

Q. And you told him you paid a tax on your wife's property?—A. No.

Q. You told him you paid a tax on that property?—A. I often told him the tax was awful high, and he says you are assessed \$200 for hotel keeper.

Q. Who is your assessor?—A. Christmas Davis.

Q. Did you ever have a talk with him?—A. He is a neighbor of mine.

Q. He never left an official notice of the assessment?—A. Some of them did.

Q. Did he ever leave an official assessment notice upon you upon which that tax is based?—A. No, not yet.

Q. That is the only assessment you ever had?—A. I had many an assessment before.

Q. But they were all included in that assessment on your wife's property?—Yes, sir.

By Mr. BRENNAN:

Q. Have you ever seen the assessment books of that district? Have you ever seen Christmas Davis's books?—A. No, sir.

Q. He told you that the valuation on your occupation in that district was \$200?

Mr. OLVER. I object to that as not cross-examination. The assessor's books would be the best evidence.

JAMES RHINE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You live up there in the Second district of Fell Township?—A. Yes, sir.

Q. And just what part?—A. Simpson, Railroad street.

Q. How long had you lived in the district prior to the last election?—A. I moved in there the 20th day of May.

Q. Last?—A. Yes; last May.

Q. You have been there ever since?—A. Yes, sir.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Where were you born?—A. I was born in Canaan, Wayne County.

Q. How old are you?—A. I was born on the 18th of September, 1849.

Q. Let me see your tax receipt.—(Produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this yourself?—A. Yes, sir.

Q. What is your occupation?—A. Carpenter.

Q. Did you pay this on the date of the receipt?—A. Yes, sir.

Q. Where was Mr. White when you paid him?—A. In his house.

Q. You saw him date the receipt, did you?—A. Yes, sir.

(The witness produces a tax receipt dated October 2, 1902, including a county tax for the year 1902, in the Second district, Fell Township, signed Joseph White, collector.)

Q. You didn't have any assistance in marking your ballot?—A. No, sir.

Q. And you didn't go in with anybody else?—A. No, sir.

TINKO SOLINAK, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You live up there in the Second district of Fell Township, do you?—A. Yes, sir.

Q. How long have you lived up there?—A. Seventeen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Just whereabouts in the district do you live?—A. It is called Rocky Mountain street—Simpson, near Turkey Hill.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of the day it was?—A. Well, it was about half past—I quit my work.

Q. Where were you born?—A. Austria.

Q. How old are you?—A. Forty years.

Q. How old were you when you came to this country?—A. Twenty years.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. You were present in court and sworn when you received it, were you?—A. Certainly.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Tinko Sulinak, a native of Austria, dated the 5th day of December, 1898.)

Q. Let me see your tax receipt.—(Produces receipts.)

Q. Are these your tax receipts?—A. Yes, I pay for.

Q. What is your occupation?—A. Working mine laborer.

Q. In the mines?—A. Outside.

(The witness produces a tax receipt dated November 30, 1901, including a county tax for the year 1901 in the second district of Fell Township, signed Joseph White, collector.)

- Q. You paid this yourself to Mr. White?—A. Sure.
 Q. Now, did you mark your own ballot up there at that last election?—A. Yes, sir.
 Q. Nobody in the booth with you?—A. No, sir.
 Q. And you didn't go in with anybody else, did you?—A. No, sir.

WILLIAM WARD, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Ward?—A. In Ireland, sir.
 Q. How old were you when you came to this country?—A. About 17 or 18.
 Q. You were not over 18?—A. No; I was not 18.
 Q. How old are you now?—A. About 56 years.
 Q. Just where do you live up there?—A. Simpson; right in Crawford's patch at the Ontario and Western Railroad opposite the store.
 Q. How long had you lived in that district before the election?—A. I am there about twelve years.
 Q. Were you there all last summer?—A. Yes, sir; more than that.
 Q. Let me see your naturalization certificate, please. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you got it?—A. I wouldn't wonder.
 Q. Well, now, were you?—A. Sure.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County to William Ward, a native of Ireland, dated the 7th day of October, 1876.)
 Q. Let me see your tax receipts.—(Produces receipts.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. You paid it yourself, did you?—A. Yes, sir.
 Q. What is your occupation?—A. Well, sometimes cutting coal and sometimes loading it.
 (The witness produces a tax receipt dated December 14, 1801 (1901) including a county tax for the year 1901, in the second district of Fell Township, signed Joseph White, collector.)
 Q. When did you receive this receipt—when it is dated, December 14, 1901?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. Yes.
 Q. Who went in with you?—A. Mr. McNulty.
 Q. What is his first name?—A. James.
 Q. What did you say to the election board about taking Mr. McNulty in with you?—A. I asked for assistance.
 Q. You didn't give them any particular reason at all?—A. No, sir.
 Q. And they made no objection to his going in with you?—A. No, sir.
 Q. Did you mark the ballot, or did he have the pencil?—A. He marked it.
 Q. You showed him where to mark it, did you?—A. Yes.
 Q. And he marked it where you showed him to mark it?—A. Yes; he done as well as I could.
 Q. But you showed him where to mark it?—A. Yes, sir.
 Q. What time of day was it when you voted?—A. About 4 o'clock.
 Q. Have good daylight?—A. Oh, yes.

Cross-examination by Mr. BRENNAN:

- Q. Can you read and write, Mr. Ward?—A. No, sir; if I could I wouldn't take him in.
 Q. Did you so state to the board when you asked for James McNulty to assist you, that you could not read or write?—A. They knew it; I am there a long time.
 Q. The same election officers were there in November that were there in February last?—A. Yes, sure; they all know me; I am there over twelve years.
 Q. They knew you could not read or write?—A. Yes, sir.
 Q. You always receive assistance, do you?—A. Yes, sir.

Redirect examination by Mr. OLVER:

- Q. You don't mean that the same election board was there in November that was there in February before?—A. Well, perhaps I didn't look so sharp about it as that, you know.
 Q. You desired to vote a straight ticket, did you?—A. Yes, sir.
 Q. That required the making of only one cross in the center of the circle?—A. Yes, sir.

Q. You can count, can not you?—A. Yes; a little.

Q. If they had shown you on a sample ballot the straight ballot you wanted to vote, say the second or third column, and that one cross in the center of that circle at the head of the column, you could have made that mark?—A. Sure.

By Mr. BRENNAN:

Q. There was no sample ballot shown to you before you went in to vote?—A. No, sir; I was no scholar.

Q. By the way, was McNulty one of the workers there at the polls?—A. Yes, sir.

WASSIL SNISKI, called by contentant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there?—A. Up in Turkey Hill.

Q. That is in Fell Township, Second district?—A. Yes, sir.

Q. How long had you lived there before last election?—A. About a year before the election.

Q. Can you tell us when you moved in there?—A. What time I moved there?

Q. Yes.—A. Well, I moved there a year ago in April.

Q. A year ago last April?—A. Yes; when I moved up there.

Q. It wasn't last April?—A. No; a year ago last April.

Q. Where were you born?—A. Austria.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. How old are you?—A. Thirty-two, going on 33.

Q. How old were you when you came to this country?—A. Eighteen years.

Q. Were you over 18 or under 18?—A. Eighteen, I think.

Q. You were over 18?—A. I was a little over.

Q. What was the date of your birth—when were you born, what month, and what year?—A. What year? 1888.

Q. You don't mean that you were born in 1888, do you?—A. Yes; 1888.

Q. No, no, what year were you born in?—A. 1870.

Q. What was the date when you came to this country?—A. 1888.

Q. What time in 1888 did you come to this country?—A. I think I was come sometime in March of 1888.

Q. And in what month were you born—what was the date of your birth?—A. I can not tell you months—I can not read you know very good.

Q. You have a birthday, haven't you?—A. Yes.

Q. When did you celebrate your birthday?—A. I can not tell you, sir; I can not read.

Q. Oh yes, you can.—A. November; I think.

Q. You were present in court were you and sworn when you received this paper?—A. Yes, sir.

Q. You never had any other paper?—A. No.

Q. You didn't have any first paper?—A. No; that is the first I got.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Wassil Kseuzez, a native of Austria, dated the 17th day of September, 1897.)

Q. You were sworn in court when you got this paper?—A. Yes, sir.

Q. Now, your tax receipts. You work in the Glenwood mines, do you?—A. I was working in the Glenwood mines.

Q. You were No. 31?—A. Yes, sir.

Q. You got this tax receipt down here in Mayfield on pay day?—A. Yes, no—well, I got from tax collector.

Q. Did you get it from the tax collector?—A. Yes, sir.

Q. It wasn't paid by the company, and taken out of your pay?—A. No, sir.

(The witness produces a tax receipt, dated April 13, 1901, including a county tax for the year 1901, in the district of Mayfield, signed P. H. Quinn, collector.)

Q. Did you mark your own ballot last election?—A. Yes.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. From the date you come here, as the date of your birth, can you tell whether you were under 18 or over 18 when you came to the country?—A. No; I think I was not quite 18.

C. F. STERLING, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Sterling?—A. I was born in Pittston, Luzerne County.

Q. How old are you?—A. I am 47 past.

Q. What is your ward and district?—A. Fourth district of Fell Township.

Q. How long had you been living there before the last election?—A. About seven years.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Let me see your tax receipt, please.—A. Right there.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay it yourself?—A. Yes, sir.

Q. You own the property on which this is assessed?—A. Yes, sir.

(The witness produces a tax receipt, dated March 20, 1902, including a county tax for the year 1901, in the Fourth district of Fell Township, signed Joseph White, collector.)

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody?—A. Yes.

Q. Who did you go in with?—A. John King.

Q. Did John ask you to go in with him?—A. Yes, sir.

Q. What did he say to the election board?—A. Well, he asked the judge for assistance, and they asked him who he wanted, and he said he wanted Mr. Sterling.

Q. That is all that was said?—A. That is all that was said—the judge gave permission and I went in.

Q. There was no question asked as to why he wanted assistance?—A. No; he always has to have assistance—he can not read very good.

Q. Did he mark the ballot or did you?—A. He told me who he wanted to vote for and I marked it.

Q. He wanted to vote a straight ticket, did he?—A. No, sir.

Q. Split her up?—A. Yes.

Q. And you marked it just where he told you to?—A. Yes, sir.

CONDY BOYLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Boyle?—A. In Ireland.

Q. How old are you?—A. Around 50, I suppose.

Q. How long—you live up there now in the Second district of Fell Township?—A. Yes, sir.

Q. How long have you been living there before the election?—A. About ten years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Voted up there last November for the office of Congressman?—A. Yes, sir.

Q. And—let me see your naturalization paper, please.

Q. How old were you when you came to this country?—A. In fact, I could not exactly say—around 8 or 9 years.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. I was.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Carbon County to Condy Boyle, a native of Ireland, dated the 11th day of October, 1869.)

Q. Let me see your tax receipt, please.—A. Yes, sir.

Q. Are these your tax receipts?—A. Yes, sir.

Q. Pay them yourself with your own money?—A. It was my money. My wife generally pays them; I don't bother.

Q. Paid from your money?—A. Yes, sir.

Q. You own a property there?—A. No, sir.

Q. What is your occupation?—A. Miner.

(The witness produces a tax receipt dated February 16, 1901, including a county tax for the year 1900, in the Second district, Fell Township, signed Joseph White, collector.)

Q. Have any assistance in marking your ballot?—A. Not as I know of; no.

Q. There didn't anyone go in with you?—A. No, sir.

Q. And you didn't go in with anybody else, did you?—A. No, sir.

JOHN BOBUSH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. Austria.
 Q. How old were you when you came to this country?—A. Sixteen.
 Q. What is the date of your birth?—A. I don't know.
 Q. You know what year it was, don't you?—A. I don't know.
 Q. How old are you now?—A. Going on 28.
 Q. What was the date when you came to this country?—A. I don't know.
 Q. What year did you come to the country?—A. I don't know.
 Q. Was it ten years ago?—A. Well, I guess more than that—about ten years—under 16 years old when I come—Oh, yes; more than ten.
 Q. Is this your paper?—A. Yes; that is my paper.
 Q. Were you present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to John Bavage, a native of Austria, dated the 2d day of October, 1896.)
 Q. This is the only paper you ever had?—A. Yes, sir; that is the only paper I ever had.
 Q. Let me see your tax receipts.
 (Produces receipts.)
 Q. Are these your tax receipts?—A. Yes, sir.
 Q. Pay them yourself?—A. Yes, sir.
 Q. How long had you been living up there in the Second district of Fell Township?—A. A good while up there.
 Q. How long?—A. Going on seven years.
 Q. Were you there all last summer?—A. Yes, sir.
 (The witness produces a tax receipt dated October 11, 1901, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)
 Q. You own a property up there do you?—A. Yes, sir.
 Q. Is the deed for that property in your own name, or in your wife's name?—A. In my name.
 Q. Did you have anyone to go in with you to help you mark your ballot last November?—A. Yes, sir.
 Q. Who went in with you?—A. Tom Kennedy.
 Q. What did you say to Tom when you wanted him to go with you?—A. I asked them fellows in there if I could take him, and they said yes.
 Q. That is all you said?—A. Yes; "can I take him in."
 Q. Did you ever vote there before?—A. Yes, sir.
 Q. How many times had you voted there before?—A. I didn't go a couple of times; I don't know.
 Q. Did you want to mark a straight ballot?—A. Split.
 Q. Do you read and write?—A. No.
 Q. Did you say that to the election board that you didn't read or write?—A. Yes; I told them all.
 Q. Why didn't you say so, then, when I asked you what you told them?—A. I don't know.

THOMAS CROGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Crogan?—A. England.
 Q. How old were you when you came to this country?—A. About 26 or 27.
 Q. How old are you now?—A. Forty-five.
 Q. How long had you been living up there in the district before the election?—A. About seventeen years—going on eighteen.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. What time of the day?—A. Oh, I guess about noon, I think.
 Q. Let me see your naturalization paper.—A. Yes, sir.
 Q. Did anybody go in the booth with you when you voted?—A. No, sir.
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received this?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, to Thomas Coroghan, a native of England, dated the 26th day of January, 1901.)

- Q. This is the only paper you ever had?—A. Yes, sir.
 Q. You never had any first paper?—A. I had a first paper, yes.
 Q. Let me see your tax receipts. Pay these taxes yourself?—A. Yes, sir.
 Q. You own a property up there?—A. Yes, sir.
 Q. The deed for it is in your own name is it?—A. Yes, sir.
 (The witness produces a tax receipt dated January 18, 1902, including a county tax for the year 1900, in the Second District of Fell Township, signed Joseph White, collector.)
 Q. You lost the original receipt which you had?—A. Yes, sir.
 Q. When did you get this duplicate?—A. I got that yesterday.
 Q. You are sure that you paid the taxes in January, 1902?—A. Yes, sir.
 Q. You didn't go in with anybody to help mark a ballot, did you?—A. No, sir.
 Q. You didn't swear in your vote?—A. I didn't have to.
 Q. Well, you didn't swear it in then, did you?—A. No.

WILLIAM MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. Moran?—A. I was born in England.
 Q. How old were you when you came to this country?—A. About 5 years.
 Q. How old were you—five years—how old are you now?—A. Twenty-two.
 Q. When were you 22?—A. Last October.
 Q. You voted up there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. What time of the day?—A. I can not say what time it was.
 Q. About when?—A. About—around noon anyhow.
 Q. Were you a worker there at the polls?—A. No, sir; I didn't have any vote to be a worker, I was sworn in.
 Q. You were in the Second district of Fell Township?—A. Yes, sir.
 Q. How long had you been living there in that district?—A. Somewheres around thirteen years.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Did you have anyone go in with you to assist you in marking your ballot?—
 A. Yes, sir.
 Q. Who was it?—A. Thomas Kennedy.
 Q. Thomas was one of the workers there at the polls?—A. I don't know anything about his business at all.
 Q. He was there when you were there?—A. Yes, sir.
 Q. How long did you stay?—A. Just while the ballot was made.
 Q. You read and write do you?—A. No, sir; I can not.
 Q. Did you state that fact to the election board?—A. I didn't state it, my father stated it, and swore me in.
 Q. Was your father your witness?—A. Yes, sir.
 Q. What is your father's name?—A. Andrew Moran.
 Q. Now the reason why you were required to swear in your vote was that that was the first time you had voted?—A. Yes, sir.
 Q. You never had voted there before?—A. No, sir.
 Q. And you hadn't paid a State or county tax?—A. No, sir.
 Q. You are positive you never paid any such tax?—A. No, sir.
 Q. Have you any objection to stating for whom you voted that day—you don't have to state it if you don't want to?—A. I don't want to tell that.

JOHN KENNEDY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live, Mr. Kennedy?—A. Second district.
 Q. Second district of Fell Township?—A. Yes, sir.
 Q. How old are you?—A. That I can not tell you rightly. Around 50 years, I guess.
 Q. Where were you born?—A. Schuylkill County, Pa.
 Q. How long had you lived in that district before the election?—A. About eleven years.
 Q. You were there all last year, were you?—A. Yes, sir.
 Q. You were not out during the strike?—A. Only for about forty-eight hours; that is all.
 Q. Your family was living there all that time?—A. Yes, sir.
 Q. You voted up there last November?—A. Yes, sir.
 Q. And for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. Around 3 o'clock, I guess, in the afternoon.

Q. You were there at the polls most all day, were you, Mr. Kennedy?—A. No, sir.

Q. How long were you there before you voted?—A. I could not rightly say, maybe an hour or maybe more.

Q. You didn't have any assistance in marking your ballot?—A. Yes, sir.

Q. Did someone go in with you?—A. Yes, sir.

Q. Who was it?—A. Thomas Kennedy.

Q. No objections, I suppose, from the board?—A. No, sir.

Q. Nothing said to them about it?—A. Not that I heard.

Q. Did you swear in your vote?—A. No.

Q. Let me see your tax receipts, please.

(Produces receipt.)

Q. This is your receipt, is it?—A. Yes, sir.

Q. This is the only one you have?—A. It is the only one I have here.

Q. You were subpoenaed to produce tax receipts for county taxes paid within two years prior to November 4, 1902, weren't you; you had one of those printed notices?—A. Yes, sir.

(The witness produces a tax receipt dated January 17, 1903, to John Kennedy, including a county tax for the year 1902, in the Second district of Fell Township, signed Joseph White, collector.)

Q. What is your residence—where do you live up there?—A. Fogel street.

Q. Is that in Simpson?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. That is all.

Q. Have you any other tax receipts?

Mr. OLVER. I object to the question. The witness has been subpoenaed to produce them.

A. I thought that was the proper one to fetch—the last one.

Q. Did you read the notice?—A. No; I didn't read the notice.

Q. Can you read or write?—A. No.

Q. Did you say to the election officers on the board when you voted November last that you could not read or write, when you asked for assistance?—A. No; I didn't tell them I couldn't read or write; I asked for assistance, though.

Q. They are acquainted with you, are they not?—A. Yes, sir.

Q. They know you can not read or write or mark your own ballot?—A. Yes, sir.

Q. You have voted in that election district several times?—A. Yes, sir.

(The witness produces a qualifying tax receipt.)

THOMAS KINNEY, called by constant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live, Mr. Kinney?—A. Fell Township, Second district.

Q. Whereabouts in the district?—A. Right behind the silk mill.

Q. How long have you lived there?—A. Around fourteen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Where were you born?—A. I was born in Ireland.

Q. How old were you when you came to this county?—A. About 18 years of age.

Q. Were you over or under 18?—A. Around about 18, as near as I can tell you.

Q. Were you over 18 or under 18?—A. I could not exactly tell you that.

Q. How old are you now?—A. A man about 54 years old.

Q. How long have you been in this country?—A. Since 1866.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Let me see your naturalization certificate, please.—A. I haven't got that, sir; I lost them.

Q. Are these your tax receipts?—A. Yes, sir.

Q. Pay them yourself?—A. Yes, sir.

Q. You have a property up there, have you?—A. Yes, sir.

Q. Title to that property in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated March 31, 1902, including a county tax for the year 1901 in the Second district of Fell Township, signed Joseph White, collector.)

Q. When did you get this receipt?—A. Well, I got it in 1902, when I paid the money.

Q. And you paid this identical paper at that time, did you?—A. Yes, sir.

- Q. You received one of those subpoenas requiring you to produce your certificate of naturalization here to-day, didn't you, Mr. Kinney?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. You didn't go into the booth with anybody else, did you?—A. No.

ANTHONY GALOVITZ, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where you born, Mr. Galovitz?—A. Russia, Poland.
 Q. What is the date of your birth?—A. I think the 26th of November.
 Q. What year?—A. 1864.
 Q. And how old are you now?—A. Thirty-eight, I think.
 Q. What is the date when you came to this country—when you landed?—A. The 17th of April.
 Q. What year?—A. I don't know.
 Q. How old were you?—A. Thirty-eight.
 Q. How old were you when you came to this country?—A. Twenty-one.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. And that is in Fell Township, Second district?—A. Yes, sir.
 Q. How long had you been living there before the election?—A. A couple of years.
 Q. Can you tell us just when you went to live there?—A. Two years next April.
 Q. Been there ever since, have you?—A. Yes, sir.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. What is your occupation—what do you work at?—A. Hotel keeper.
 Q. Is this your naturalization paper?—A. Yes, sir.
 Q. Did you have a first paper?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Wadislau A. Gylavich, a native of Russia, dated the 7th day of October, 1892.)
 Q. You were present in court and sworn when you received this, were you?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Pay this tax yourself?—A. Yes, sir.
 Q. You own a property up there?—A. Yes, sir.
 Q. Title to that property is in your own name or your wife's?—A. My wife's.
 Q. And this tax is a tax which was assessed on that property?—A. That is on the business tax.
 Q. You didn't pay any other tax but on your wife's property?—A. Yes, sir.
 Q. Have you a receipt for it?—A. No.
 Q. When did you pay the tax on your wife's property?—A. Made the transfer of the property this year. At the time the tax was paid the brother-in-law owned it.
 Q. And since that time your brother-in-law deeded it to your wife?—A. Yes, sir.
 Q. And this is a tax for the whole thing up there?—A. That is a tax on by business.
 Q. Was there any other tax on your brother-in-law's property except this tax?—A. My brother-in-law pay the tax and I pay the business tax.
 Q. Do you mean to say that your county tax on your business up there was \$1.50?—A. That is what I paid for.
 Q. As I understand it, this is the tax on that property up there?—A. No; the property was in brother-in-law; he paid the tax.
 Q. Did the assessor ever come around and assess you; do you know who the assessor is up there?—A. Christmas Davis is one.
 Q. How long ago did you see him?—A. I didn't pay attention much.
 Q. You don't know who the assessor was before him?—A. No.
 Q. You have been there about two years?—A. Yes.
 Q. That is, a year ago last April?—A. Yes; in April.
 Q. And the only assessor that you have seen is this Christmas Davis?—A. Yes, sir.
 Q. How long had your brother-in-law owned that property up there?—A. Two or three years.
 Q. And you paid the same tax when he owned it that you are paying now?
 (The witness produces a tax receipt dated October 2, 1902, including a county tax for the year 1901 in the Second district of Fell Township, signed Joseph White, collector.)
 Q. Did you have anyone to go in with you to mark your ballot?—A. No, sir.
 Q. Did you go in with anybody else?—A. No, sir; I went in myself.

Cross-examination by Mr. BRENNAN:

- Q. You say the title to the property is now in your wife's name?—A. Yes, sir.
 Q. When was it transferred to your wife?—A. I think in April, or something like that.
 Q. Of last summer?—A. Yes, sir.
 Q. Who owned the property prior to that; prior to May of last summer?—A. Peter Dolsky.
 Q. Now you state this is a tax on your business up there?—A. Yes, sir; on my business.
 Q. Then it is not a tax on the property up there?—A. No, sir.
 Q. This tax receipt, dated October 2, 1902, is upon your occupation in Fell Township?—A. Yes, sir.
 Q. Is this the only tax receipt you have with you?—A. I never keep old tax receipts.
 Q. Haven't you any other old tax receipt from Joseph White with you?—A. I never keep any.
 Q. Did you pay any other tax to Joseph White?—A. Sure.

ACKUNE HOWREN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. In Austria.
 Q. What is the date of your birth?—A. I don't know; I forget that. Some time in the fall; I don't know.
 Q. What year?—A. I don't know that either.
 Q. How old are you?—A. Thirty-four past, last fall.
 Q. How long have you been in this country?—A. Sixteen years ago last fall.
 Q. You were up there in Fell Township in the Second district?—A. Yes.
 Q. How long have you been living in that district before the last November election?—A. Since I come from the old country. Only one year I was out.
 Q. You were there all last summer, were you?—A. Yes, sir.
 Q. Married and keeping house?—A. Yes, sir.
 Q. You voted up there last November, did you, for the office of Congressman?—A. Yes, sir.
 Q. Let me see your naturalization paper.—A. Yes.
 Q. Is this your paper?—A. Sure.
 Q. Were you present in court and sworn when you got it?—A. Yes.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Akyne Havren, a native of Austria, and dated the 29th November, 1893.)
 Q. Are these your tax receipts?—A. Yes, sir.
 Q. Pay them yourself with your own money?—A. Yes, sir; certainly.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Is the deed for that property in your own name or in your wife's name?—A. Everything is in my name.
 (The witness produces a tax receipt dated April 17, 1802 (1902), including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)
 Q. Did you have anyone go into the booth with you to mark your ballot?—A. No, sir.
 Q. Did you go in with anybody else?—A. No, sir.

CONRAD MARENA, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. Austria.
 Q. Can you give us the date of your birth?—A. No; just months I remember.
 Q. How old are you?—A. Forty-two; born in 1861.
 Q. And what month in 1861?—A. In July; I don't know the date.
 Q. July, 1861?—A. Yes, sir.
 Q. How long have you been in this country?—A. About thirteen years; come here about 1889.
 Q. What month in 1889?—A. In August.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Did you have anyone go in with you to mark your ballot?—A. No.
 Q. Did you go in with anybody else?—A. No, sir.

Q. Let me see your tax receipt. (Produces receipt.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

(The witness produces a tax receipt dated February 16, 1901, including a county tax for the year 1900 in the Second district of Fell Township, signed Joseph White, collector.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received this?—A. Yes, sir.

Q. Not this paper, but when you received the other?—A. I got half a paper before.

Q. And you were present in court and sworn when you got this one?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Conrad Merena, a native of Austria, dated the 2d day of October, 1896.)

P. J. McCARTHY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. Born in Ireland.

Q. How old are you?—A. Going on 40.

Q. You live in the Second district of Fell Township?—A. Yes, sir.

Q. How long had you lived there before the election?—A. I am living up there going on fifteen years, I guess.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there for the office of Congressman, did you?—A. Yes, sir.

Q. Let me see your naturalization paper. (Produces paper.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a naturalization certificate issued out of the court of common pleas of Lackawanna County to Patrick McCarthy, a native of Ireland, dated the 12th of January, 1897.)

Q. Let me see your tax receipts.

Q. You paid these taxes yourself, of September 10, 1901, did you, Mr. McCarthy?—A. Yes, sir.

Q. You own a property, do you?—A. Well, I own it to a certain extent.

Q. That is, the deed is in your wife's name, is it?—A. It is in my own, but it is not paid for yet.

(The witness produces a tax receipt dated September 10, 1901, including a county tax for the year 1900, signed Joseph White, collector, Second district of Fell Township.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you go in with anybody else that day?—A. Not to my memory.

DANIEL HEALEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born Mr. Healey?—A. Rochester, N. Y.

Q. How old are you?—A. Forty-five.

Q. How long had you lived there in the Second district of Fell Township?—A. Seventeen years.

Q. Continuously?—A. Yes, sir.

Q. You were there all last summer were you?—A. Yes; continuously, for seventeen years.

Q. You voted up there, did you?—A. Yes, sir.

Q. And for the office of Congressman?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody that day?—A. No, sir.

Q. Let me see your tax receipt. (Produces receipt.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. You own a property up there on which this is assessed?—A. Yes.

Q. Title in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated October 2, 1901, including a county tax for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

Q. When did you get this duplicate receipt?—A. I got it the fore part of this week.

Q. But the tax was paid on October 2, 1901?—A. Yes. I lost the receipt. This is a duplicate.

MICHAEL McLOUGHLIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. McLoughlin?—A. Ireland.

Q. And what is the date of your birth?—A. I could not exactly tell the date. I know the year; born in 1860.

Q. How old are you now?—A. Something around 43.

Q. What was the date when you came to this country?—A. I came to this country in 1877.

Q. You are up in the Second district of Fell Township, are you?—A. Yes, sir.

A. How long had you been living there before the election?—A. Going on six years. I was there before that, too.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Let me see your naturalization paper. (Produces paper.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Carbon County to Michael McLoughlin, a native of Ireland, dated the 3d day of October, 1884.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. Pay these yourself?—A. Yes, sir.

Q. Title to the property in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated October 14, 1901, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)

Q. Did anybody go in with you to mark your ballot?—A. No.

Q. Did you go in with anybody else?—A. No, sir.

JOHN DOLAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Dolan?—A. In Ireland.

Q. And how old were you when you came to this country?—A. I was 16 years of age; 16 or 17.

Q. Can you give us the date of your birth?—A. July, 1872; I think 31 years of age.

Q. And what is the date when you came to this country?—A. 1886; August 10.

Q. You voted last November for the office of Congressman in the Second district of Fell Township, did you?—A. Yes, sir.

Q. What time of the day?—A. Oh, I believe it was the forepart of the day—in the forenoon, about 11 o'clock.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Is this your paper?—A. It is, sure.

Q. Present in court and sworn when you got it?—A. Yes, sir.

Q. Did you have a first paper?—A. No, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to John Dolan, a native of Ireland, dated the 5th October, 1894.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. Pay them yourself?—A. I did.

Q. You are a miner and No. 317, are you?—A. Yes, sir.

Q. And did you receive these tax receipts from the paymaster?—A. Did I get it from the paymaster? Sure.

Q. You never authorized the company to pay this tax for you, did you, Mr. Dolan?—A. No.

Q. You didn't know that they were going to be stopped until you received this receipt?—A. I knew it was going to be turned in—that is the way they collect the taxes.

Q. You never had said anything to the company about paying for it?—A. No, sir.

Q. And you had never told the tax collector to turn it in, had you?—A. Yes, sir.

Q. You did?—A. Yes, sir; I surely did; that is the system.

Q. You pay your other bills yourself, don't you?—A. When I get the price.

Q. And you always have the price, don't you?—A. Sometimes.

Q. You don't have them turned in to the company to be collected, do you?—A. Not always—not grog bills.

Q. Well, do you ever?—A. No.

Q. This is the only bill that the company pays for you?—A. Yes, sir.

(The witness produces a tax receipt, dated November 23, 1901, including a county tax for the year 1899, in the district of Fell Township, signed John W. White, collector, per D. Receipt numbered 801. Memorandum as follows; "Minor No. 317, C. B.")

Q. Coalbrook, is that?—A. Yes; that is the place.

Q. Did you mark your own ballot?—A. I did.

Q. Did you go in with anybody else to assist in marking a ballot?—A. Yes, sir; I marked a couple of dozen ballots that day; all for Lamb of Carbondale, too.

Q. I suppose they all asked you to go in with them?—A. Yes, sir.

Q. Just where do you live up there?—A. At Wilson Creek—right above Simpson, a few steps above Simpson—what they call the old Brennan breaker; right on their property I am living.

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. No; I have a half a dozen.

Q. Have you any tax receipt that you think you paid personally to Mr. White?—A. Yes, sir.

Q. Let me see it. (Produces a receipt.)

Q. Have you got another one?—A. No, sir; I have a bunch of them in the house, but they are no good.

Q. This tax receipt dated March 23, 1901, was stopped out of your wages, was it?—A. Yes, sir.

Q. You never objected to the company stopping your taxes?

Mr. OLVER. I object to the question as not cross-examination.

A. No, sir.

By Mr. BRENNAN:

Q. You stated that the tax collector told you he was going to turn it in?—A. I told him to put it in. I notified him to do it.

Q. You have never objected, and you were willing it should be taken out of your pay?—A. Yes, sir; the tax should be paid above any other bill.

BERT CORBY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Corby?—A. Illinois.

Q. How old are you?—A. Thirty.

Q. You live up there in the Second district of Fell Township, do you?—A. Yes, sir.

Q. How long had you lived in that district before the election?—A. About twelve or thirteen years.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there for the office of Congressman last fall, did you?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Did you assist anyone else?—A. No, sir.

Q. You didn't swear in your vote, did you?—A. No, sir.

Q. Let me see your tax receipts, please. (Produces receipts.)

Q. Are these your receipts?—A. Yes, sir.

Q. This receipt, dated December 29, 1900; you paid that yourself, did you?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. You don't own any property up there?—A. No, sir.

(The witness produces a tax receipt, dated December 29, 1900, including a county tax for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

JAMES McNULTY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. Carbon County, Janesville.

Q. How old are you?—A. Forty years.

Q. And you voted last November for the office of Congressman in the Second district of Fell Township, did you?—A. I voted the Socialist ticket, straight.

Q. What time in the day was it when you voted?—A. About half past 3.

Q. Let me see your tax receipts.—A. I ain't got any.

Q. You don't believe in paying taxes, do you?—A. I believe I have to; I ain't got any; I haven't got it; I can not pay it.

JOHN GALLAGHER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Gallagher?—A. Ireland.

Q. How old are you?—A. Thirty-eight.

Q. How long had you lived in the Second district of Fell Township?—A. About three years.

Q. Were you there all last summer?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Is this your certificate of naturalization?—A. Yes, sir.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Carbon County to John Gallagher, a native of Ireland, dated the 14th day of October, 1888.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. When did you get this duplicate tax receipt?—A. I lost the one I had and this one I got at White's instead of it.

Q. Just a few days ago?—A. Yes, sir.

Q. You paid the taxes on August 10, 1901, did you?—A. Yes, sir.

Q. And you paid it yourself?—A. Yes, sir.

(The witness produces a tax receipt dated August 10, 1901, including a county tax for the year 1900 in the Second district of Fell Township, signed Joseph White, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody else?—A. No, sir.

Q. And you didn't swear in your vote, did you?—A. No, sir.

JOHN J. WARD, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Ward?—A. In America.

Q. Where?—A. Down at Hazleton.

Q. And what is your age?—A. Twenty-eight.

Q. You voted last November in the Second district of Fell Township for the office of Congressman, did you?—A. Yes, sir.

Q. What time of the day?—A. Five o'clock.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you go in with anybody else?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts. (Produces receipt.)

Q. Are these your receipts?—A. Yes, sir.

Q. What is your occupation?—A. Miner, working in the mine.

Q. You paid this tax yourself, did you?—A. Yes, sir.

(The witness produces a tax receipt dated December 10, 1901, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)

RODGER GILL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Gill?—A. Preston Township, Wayne County, Pa.

Q. How old are you?—A. Thirty-five.

Q. How long have you lived there in the Fourth district?—A. Near four years—a little over three.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody else?—A. No, sir.

Q. Let me see your tax receipt. (Produces receipt.)

Q. Did you pay this tax yourself with your own money?—A. Yes, sir; my own money. They are always stopped at the store there—the company store.

Q. You are employed there in the store, are you?—A. No; I am the barn boss, but they are always stopped there.

Q. They always stop them out of your pay there at the company's office?—A. Yes, sir.

Q. What company is that?—A. The Elk Hill Coal and Iron Company.

Q. You never authorized them to do that, did you, Mr. Gill?—A. No; but they have always.

Q. Would you rather pay your own bills?—A. I don't know as it makes any difference, as long as my own money paid it; it would save us running down to Carbondale to pay them.

Q. You never said anything to the company about paying this for you?—A. No, sir.

(The witness produces a tax receipt, dated September —, 1901, including a county tax for the year 1901, in the Fourth district of Fell Township, signed Joseph White, collector.)

Cross-examination by Mr. BRENNAN:

Q. You testified that your taxes are always stopped out of your wages?—A. Yes; I think two or three.

Q. You have never objected to the company stopping them out of your wages?—A. No, sir.

Q. You were willing that your taxes should be collected out of your wages in that manner?—A. Yes; it has always been the rule there—always been; I am not the only one.

JOHN SISCO, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Sisco?—A. Austria.

Q. And how old are you?—A. I will be 38 in next February.

Q. How old were you when you came to this country?—A. Nineteen.

Q. And how long did you live there in the Fourth district?—A. Six years.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. I ain't got any citizen paper. (Produces tax receipts.)

Q. Have you any objection to telling us who you voted for last November—who you voted for for Congress?

By Mr. BRENNAN:

Q. You don't have to answer that if you don't want to.—A. No.

By Mr. OLVER:

Q. You don't want to tell?—A. No; I don't know.

Q. You would not be sure about it?—A. No.

Q. Did you go in with anybody else to mark a ballot for them?—A. I did.

Q. Who did you go in with?—A. Stanley Shorskosky.

Q. Stanley lives up there in that district, does he?—A. Yes, sir.

Q. He asked you to go in with him, did he?—A. Yes, sir.

Q. And you marked his ballot for him, did you?—A. Yes, sir.

Q. That is, you had the pencil and he showed you where to mark it?—A. Yes, sir.

Q. And you marked it for him?—A. Yes, sir.

Q. Did he want to vote the straight ticket?—A. Yes, sir.

Q. And you just made one cross in the circle at the head of the ballot?—A. Yes, sir.

HERMAN J. RACE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You live in the Fourth district of Fell Township?—A. Yes, sir.

Q. How long have you lived there in that district?—A. Five years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Scott Township.

Q. And how old are you?—A. Thirty-six.

Q. Did you have any assistance in marking your ballot?—A. Yes.

Q. Who assisted you?—A. Frank Sterling.

Q. You asked Frank to help you?—A. Yes, sir.

Q. What did you say to the election board about it?—A. I asked their permit.

Q. You asked if Frank could go in with you?—A. Yes, sir.

Q. And they said "yes"?—A. Yes, sir.

Q. You didn't tell them why you wanted Frank to go in with you?—A. I didn't understand the ballot.

Q. You didn't tell them why you wanted Frank to go in?—A. No, sir.

Q. You didn't tell them anything about it?—A. No, sir.

Q. And did you want to mark a straight ballot?—A. No, sir; I didn't.

Q. Now, who had the pencil, you or Frank?—A. Frank marked the ballot for me.

Q. Are these your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes yourself?—A. My money paid them; they were stopped in the store up there.

Q. You didn't tell them to stop them from your pay, did you?—A. No, sir; but I was satisfied that they were stopped.

Q. Just as leave not vote as not, as long as you had no trouble in paying your taxes, is that your idea?—A. As long as my taxes were paid that is all I wanted.

Q. You never authorized them to stop these taxes for you?—A. No.

Q. And you never said anything to them about it, did you?—A. Not the company; no, I didn't.

Q. What is your occupation?—A. Well, I was assessed as a laborer.

(The witness produces a tax receipt dated December —, 1901, including a county tax for the year 1901, in the Fourth district of Fell Township, signed Joseph White, collector.)

Q. Now, you didn't go in and help anyone else to mark a ballot, did you?—A. No, sir.

Q. Just where do you live up there?—A. Richmondale.

Cross-examination by Mr. BRENNAN:

Q. Can you read or write, Mr. Race?—A. Oh, I can not read much; I can read a little. Not a very good writer or reader, either one.

Q. Could you read the names on the ballot?—A. I could read the type of them, yes—some of them puzzled me up a little. I hadn't a very good education.

Q. Did you tell the board, when you asked for Frank Sterling; did you tell them?—A. I told them I could not fill it out the way I wanted to.

Q. Did you tell them why?—A. No; I didn't tell them why.

Q. Now, this tax receipt here, dated December, 1901, you say, was stopped out of your wages at the store?—A. Yes, sir.

Q. Did you ever see Mr. White, the collector?—A. Oh, I have seen him lots of times, but nothing about the tax.

Q. You never told him anything about the tax?—A. No, sir.

Q. Did he tell you that he was going to put this in the store against you?—A. No.

Q. Did you ever pay him any tax personally?—A. All the taxes I have paid have been stopped.

Q. You didn't object to them stopping your taxes out of your wages?—A. No, sir.

Q. You were willing that your taxes should be taken out and stopped in this manner?—A. Yes, sir.

Q. This tax?—A. Yes, sir.

DAN. RODDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Roddon?—A. In Ireland.

Q. How old are you?—A. I guess about 55.

Q. And you voted last November in the Fourth district of Fell Township, did you, for the office of Congressman?—A. Yes, sir.

Q. What time of the day?—A. Well, I could not tell you what time, except I tell you a lie; I had no time.

Q. Did you have anyone go in with you to mark your ballot?—A. Yes, sir.

Q. Who was he?—A. Mr. Sterling.

Q. Frank Sterling?—A. Yes, sir.

Q. Did you ask Frank to go in with you?—A. Yes; because I couldn't read myself.

Q. Did you tell the board you could not read?—A. Yes, sir.

Q. Did they ask you?—A. Yes; they asked me when I called him.

Q. Then they asked you whether you could read and write or not?—A. Yes, sir.

Q. And you told them you could not?—A. Yes, sir.

Q. And did Frank hold the pencil and mark the ballot?—A. Yes, sir.

Q. You told him where to mark it?—A. I told him where to mark it; he marked it himself.

Q. Did you tell him to vote the straight ticket?—A. No.

Q. Let me see your tax receipt. (Produces receipt.)

Q. You own a property up there, do you?—A. No, sir.

Q. What is your occupation?—A. Laborer.

Q. Where are you employed?—A. Delaware and Hudson.

Q. What mines?—A. Up at the Buffalo.

Q. When did you get this duplicate from Mr. White?—A. I lost the other one and he gave it to me.

Q. A few days ago?—A. Yes; a few days ago.

Q. When did you pay the tax represented by this receipt, do you know?—A. The year before John White was collector.

Q. You don't mean that, do you? Wasn't White the collector when you paid this tax?—A. Yes.

Q. And you paid it to White, you think, about February 20, 1900?—A. Yes, sir.

Q. And he came around to your house and got it?—A. No.

Q. Where else did he get it?—A. I gave it to him the day I got paid at the Delaware and Hudson.

Q. Did you get this receipt from the paymaster?—A. Yes; the paymaster gave it to the man I was working for.

Q. You didn't have any conversation with anybody about their paying any of these taxes for you?—A. No, sir.

Q. You never authorized anybody to pay them for you?—A. No; I was willing to pay them always.

Q. You pay your other bills yourself?—A. Yes, sir.

Q. This is the only bill that the company pays for you?—A. Well, I was willing to pay it.

Q. And you would have paid this, too, if you had had the chance?—A. Yes; I would pay it.

(The witness produces a tax receipt dated February 20, 1901, including a county tax for the year 1900, in the Fourth district of Fell Township, signed Joseph White, collector.)

Q. Now let me see your naturalization paper.—A. I lost them.

MR. OLVER. I object to the question, and move to strike it out as not responsive.

Q. You were subpoenaed to produce your certificate of naturalization, weren't you?—A. Yes, sir.

Q. And you haven't got it?—A. No, sir.

Cross-examination by Mr. BRENNAN:

Q. This is a duplicate of the original receipt which you got from Mr. Joseph White?—A. Yes, sir.

Q. The other one, the one you lost, you received that from Joseph White himself?—A. No, sir.

Q. Who did you get it from?—A. From the man who paid me—Patsy Tighe.

Q. He is the man you worked with?—A. Yes; that is the contractor on the work.

Q. You didn't object to Patsy Tighe stopping it?—A. No.

Q. You were willing that Patsy should take it out of your wages?—A. Yes, sir; willing that he should take it out of my wages, handy.

By Mr. OLVER:

Q. You live there at Richmondale, do you?—A. Yes, sir.

JOHN MULLOY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Mulloy?—A. I was born in Ireland.

Q. How old are you?—A. About 43, as near as I can guess at it.

Q. And you voted up there last November?—A. Yes.

Q. What district?—A. Second district of Fell Township.

Q. How long had you been living there before the election?—A. For the last eight years.

Q. Were you there all last summer?—A. I was away for two months.

Q. What time did you get back?—A. Got back about the 20th of September.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Let me see it, please (Produces paper.)

Q. Is this your paper?—A. Yes, sir.

Q. Issued to yourself?—A. Yes; issued to me personally.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Luzerne County to John G. Malloy, a native of Ireland, dated the 2d day of December, 1890.)

Q. Are these your tax receipts?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir; I paid that myself.

Q. Personally to the collector?—A. Personally to the collector.

(The witness produces a tax receipt dated February 16, 1901, including a county tax for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in with anybody else, did you?—A. No, sir; I never do.

Cross-examination by Mr. BRENNAN:

Q. You said you were away for about two months during the summer?—A. Yes, sir.

Q. Where were you?—A. Philadelphia.

Q. Were you working there?—A. Yes, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Family living in the Second district of Fell Township?—A. Yes, sir; family lived there.

Q. And that is your residence?—A. Yes, sir.

Q. In the Second district of Fell Township?—A. Yes, sir.

Q. Are you positive about the date that you returned from Philadelphia—when did you go away?—A. I went away on the 3d of July.

Q. And when did you return?—A. I think the return would be—

Q. How long were you away?—A. About six or eight weeks. Something around there.

Q. Then you would have returned before September?—A. I think it would be about the 20th of August—I was the register of voters. I was a register of voters, and I came back to finish the register in time before the election.

Q. Now in your examination in chief you said you returned about the 20th of September.—A. I made a mistake, it was about the 20th of August.

JOHN SWEENEY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Sweeney?—A. Ireland.

Q. How old are you?—A. Forty-eight.

Q. How old were you when you came to this country?—A. I guess about 20.

Q. How long had you lived there in the Second district of Fell Township?—A. About three years—a little over.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go into the booth with anybody else to mark theirs?—A. No, sir.

Q. Let me see your naturalization certificate, please.—A. I haven't got my papers with me.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay it personally to Mr. White, the collector?—A. Yes, sir.

Q. And on the date of this receipt?—A. Yes, sir.

(The witness produces a tax receipt, dated February 10, 1902, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)

Q. Did you get this receipt from Mr. White on February 10, 1902?—A. Yes, sir.

Q. Just where do you live up there?—A. I live just above the silk mill there.

WASSIL KAPPALUTKY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. Austria.

Q. And how old are you?—A. Thirty-six.

Q. How long have you lived up there in the Second district of Fell Township?—A. About twelve years.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. I voted the straight ticket for the Socialist ticket.

Q. You voted the straight Socialist ticket?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. You are sure you voted the Socialist ticket?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Luzerne County to Wassil Klaposkie, a native of Hungary, dated the 2d day of October, 1888.)

Q. Got a tax receipt?—A. No, sir; I had one, but I lost them. It was 1900.

Q. You voted for Howell for Congressman, did you?—A. I voted the straight Socialist ticket.

Q. You swear you didn't vote for William Connell?—A. No, sir.

MARTIN STONEGUST, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. Russia, Poland.

Q. How old are you?—A. Twenty-nine now.

Q. How old were you when you came to this country?—A. Seventeen.

Q. What is the date of your birth?—A. 1874, February 2 or 3; I don't remember which.

Q. What was the date you landed in this country?—A. 1892, on April 14.

Q. And how long have you been in this country?—A. Going on twelve years now.

Q. How long had you lived up there in the Second district of Fell Township?—A. I lived in this district nine years, but I lived in Wilkesbarre, and after last winter I was live in Scranton six months.

Q. When did you get back up there from Scranton?—A. June 9 last.

Q. Last year?—A. Last year, 1902.

Q. And from that time on, you were there all the time?—A. Yes.

Q. You voted there in that district for the office of Congressman?—A. Yes, sir.

Q. What time in the day did you vote?—A. November 4.

Q. What time of the day?—A. About 7 o'clock, when I came from work.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the stall with you when you marked it?—A. No, sir; I can read and write.

Q. Did you go in with anybody else to mark a ballot for them?—A. No, sir.

Q. Let me see your citizen paper.—A. Yes, sir.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you got this?—A. Yes; before John P. Kelly.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Martin Stingus, a native of Russia, dated the 12th November, 1900.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this yourself with your own money?—A. No; I find out in a envelope when I get pay.

Q. You were working where then?—A. I worked northwest last December; no, not last December, but a year from last.

Q. That is December, 1901?—A. Yes.

Q. And you were No. 113, were you?—A. Yes; 113.

Q. Were you a miner?—A. Yes, sir.

Q. And the first knowledge you had that this tax was to be paid for you was when you got this receipt in your envelope?—A. Yes.

Q. That was on pay day?—A. Yes; I didn't get in pay, I got right in the office, Temple Iron Company, Scranton.

Q. You didn't tell them to pay this for you, did you?—A. Yes; I did.

Q. What?—A. I got the money.

Q. Who did you tell to pay this for you?—A. Tax collector, Mr. Joe White.

Q. That is, you told him to turn it in to the company?—A. He stop himself.

Q. You didn't tell him to turn it in to the company; you didn't tell him to turn it in?—A. No; I didn't tell anything about it.

Q. And you pay all your other bills yourself?—A. Yes, sir.

Q. You don't have your board bills or store bills or anything of that kind turned in to the company—you would rather pay your own taxes, the same as your other bills?—A. The company got store that time.

Q. Wouldn't you rather pay your own bills—handle your own money?—A. No; I pay myself all the bills; the tax collector stop of pay.

Q. You would rather pay your own taxes like you pay your other bills?—A. Sure I will.

Q. You don't want the company to pay your bills?—A. No.

(The witness produces a tax receipt, dated November 30, 1901, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector, and upon which receipt is indorsed the following mem.: "No. 313.")

Cross-examination by Mr. BRENNAN:

Q. Is this the only tax receipt you have with you?—A. I got some more; I have about six or seven receipts now in the house.

Q. Is this the only one you have with you?—A. Yes, sir.

Q. You said you received this tax receipt in an envelope?—A. Yes.

Q. With your pay?—A. Yes, sir.

Q. And the taxes here, \$3.29, were stopped out of your wages?—A. Yes, sir; stopped out of my wages.

Q. Is this the only tax you ever paid to Joseph White?—A. I pay every year taxes.

Q. To Joseph White?—A. To Joseph White; but lost 1901 when breaker burned; I went to Scranton.

Q. Is this only one that was stopped out of your wages?—A. That is all.

Q. The other taxes you paid to White?

Mr. OLVER. I object to the question and to any examination concerning any other taxes than the tax for which he produces a receipt.

Q. This tax receipt for \$3.29 stopped out of your wages; you didn't object to the company taking them out of your wages?—A. No; I don't object; but I must pay; if he don't stop, I must pay.

Q. Did you tell Mr. White to put the tax in the pay car against you to have it collected out of your pay?—A. No; I didn't tell that; but he do that himself.

Q. You have never objected to the taxes being stopped in this manner?—A. No, sir; I don't object.

Q. You were willing at the time, and have been since, that this tax should be taken out of your wages?—A. Yes, sir.

By Mr. OLVER:

Q. You own a property up there, do you?—A. No, sir.

Q. Where do you live?—A. Up on Turkey Hill.

ALBINA ROSS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. Italy.

Q. How old are you?—A. I think about 52 now.

Q. How long have you been living in the Second district of Fell Township?—A. Thirteen or fifteen years.

Q. There all last summer, were you?—A. Yes; I run a saloon over there.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Let me see your naturalization certificate.

Q. Were you present in court and sworn when you got this?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Albina G. Ross, a native of Italy, dated the 6th October, 1894.)

Q. Let me see your tax receipt.—A. I forgot to bring them down.

Q. You haven't them here?—A. No; I have lots home.

Q. Did you swear in your vote up there last November?—A. The board make me swear.

Q. Did you sign your name to a paper and hold up your hand and swear?—A. No.

Q. You didn't sign your name to an affidavit and then hold up your hand and swear to it?—A. No, sir.

Q. Did you go in to mark a ballot for anyone that day?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone go in with you to mark it?—A. No, sir.

Q. Just where do you live up there?—A. Ferber street.

Cross-examination by Mr. BRENNAN:

Q. You say you have been living there about twelve years in Fell Township?—A. Yes, sir.

Q. You were registered there?

Mr. OLVER. I object to the question.

The COMMISSIONER. I sustain the objection; there is better evidence of registration.

By Mr. BRENNAN:

- Q. There was no question raised to your vote there last November?—A. No, sir.
 Q. You went in there and got your ballot just the same as at all former elections?—
 A. Yes; they call my name and I got ballot.
 Q. So you didn't swear in your vote?—A. No, sir.

MIKE MELIABIK, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number?—A. I don't know; I live long time Mayfield yard.
 Q. Where did you live last November?—A. Mayfield yard.
 Q. And that is in the Northwest district of Carbondale Township?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. How long had you been living there prior to the last November election?—A. Oh, I lived all the time, about fourteen years there.
 Q. You were there right along all last summer?—A. Yes, sir.
 Q. This is your naturalization paper?—A. Yes, sir.
 Q. Where were you born?—A. Austria.
 Q. How old are you?—A. About thirty-eight or thirty-nine.
 Q. How old were you when you came to this country?—A. About twenty-two or twenty-three.
 Q. Did you have a first paper?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 6th of October, 1894.)
 Q. Now, let me see your tax receipts, please.
 Q. Is this the only receipt you have?—A. I have more home.
 Q. This is the only one you have with you?—A. Yes, sir.
 Q. Do you know who your tax collector is down there?—A. Pat Casey.
 Q. The lot which you have down there is in your own name, or in your wife's name?—A. My name.
 Q. And you are paying to Patrick Casey for that lot, aren't you?—A. Yes, sir.
 Q. Did you buy that lot from Mr. Casey?—A. No; I buy that lot from Mr. Walker.
 Q. And does Mike Casey collect for Mr. Walker?—A. No; he collect on me—he take money of me.
 Q. Then this receipt dated Carbondale, April 12, 1902, received of Mike Meliabik \$12 to apply on lot, signed Patrick Casey, and balance due \$875, that means that you were paying on your lot, don't it?—A. I can not read it; I don't know.
 Q. This is the only receipt you have with you here to-day?—A. Yes, sir; I have more home; I have a couple besides that.
 Q. Did you mark your own ballot? Did you have anybody in with you when you voted?—A. Yes, sir.
 Q. Who went in with you?—A. Frank Shanley.
 Q. You asked Frank to go in with you?—A. Yes, sir.
 Q. What did you say to the election board about it—what did you say to the judge of election about it?—A. Oh, they said all right, go in.
 Q. Did you tell them why you wanted Frank to go in?—A. Yes, sir.
 Q. Why?—A. I can not read myself.
 Q. Did you want to mark a straight ticket, or did you want to split them up?—A. I told Frank, and he do that all right.
 Q. Did you tell Frank who you wanted to vote for?—A. Yes, sir.
 Q. And Frank had the pencil and marked the ballot?—A. Yes, sir.
 Q. Just what did you say to the election board about Frank going in?—A. I say I want Frank with me, that is all.
 Q. That is all you said to them?—A. Yes, sir.

Cross-examination by Mr. BRENNAN:

- Q. Can you read or write, Mike?—A. No.
 Q. You always have assistance in marking your ballot—you voted there on several occasions, at several elections before November?—A. Yes, sir.
 Q. Were you always assisted in marking your ballot there—you always have somebody go in with you?—A. Frank I said, that is all. Frank went with me and mark it; I told him one man I want, that is all.
 Q. Now, you say you can not read or write?—A. No.

By Mr. OLVER:

Q. What is your post-office address?—A. Childs' post-office, Lackawanna County. (Mem. by the COMMISSIONER. The witness returned in the afternoon with a tax receipt, and by agreement of counsel the same is put upon the record.)

(Witness produces a tax receipt dated November 24, 1900, including a county tax for the year 1900 in the district of Carbondale Township, signed Patrick Casey, collector.)

MICHAEL HOGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. No. 20 Fairview Green street.

Q. Where were you born?—A. I was born in Pittston.

Q. How old are you?—A. Thirty-two years.

Q. How long had you been living in the Second district, Fifth Ward, before the election?—A. Thirteen years.

Q. There all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Let me see your tax receipt.—A. I haven't got them. I could not find them.

Q. Consequently, I suppose you would not like to swear positively you paid them within two years past?—A. I could swear that I paid them, but I could not find them.

Q. Can you swear when you paid them—who you paid them to?—A. They were stopped at the office.

Q. The only tax you paid within two years, then, were such as were stopped out of your pay?—A. Yes, sir.

Q. You never authorized the company to stop any taxes?—A. No, sir.

Q. You would rather pay your own yourself?—A. I would just as soon they stop them.

Q. If you knew that the payment of taxes by yourself was necessary to qualify you to vote you would sooner pay them yourself?—A. I would just as soon have them stopped.

Q. You would just as soon not vote, would you?—A. Yes; I would just as soon not vote.

THOMAS MONAGHAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Dundaff street, No. 171.

Q. What ward and district is that?—A. Second district, Fifth Ward.

Q. And how long have you been living in the Second district, Fifth Ward?—A. Seven years now.

Q. There all last summer, were you?—A. Yes, sir.

Q. Where were you born?—A. In England.

Q. How old are you?—A. Thirty-seven last October.

Q. Let me see your naturalization certificate, please.

Q. Is this your paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Thomas J. Monaghan, a native of England, dated the 25th of September, 1890.)

Q. Now let me see your tax receipts, please.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay this yourself?—A. Yes, sir.

(The witness produces a tax receipt dated September 20, 1901, including a county tax for the year 1900, in the Fifth Ward, signed William Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. And you didn't go in with anybody else?—A. No, sir.

MICHAEL REPASH, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live up there?—A. Richmondale.

Q. How long had you lived in the Fourth district before the last November election?—A. About five years.

Q. Were you there all last summer?—A. I was away about a month.

- Q. When did you get back?—A. October; about the 12th, I think.
- Q. Are you married or single?—A. Married.
- Q. Was your family there all the while?—A. Yes, sir.
- Q. And where were you?—A. I was in Trenton, N. J.
- Q. Working down there?—A. Yes, sir.
- Q. Where were you born?—A. Austria.
- Q. How old are you?—A. Twenty-six.
- Q. How old were you when you came to this country?—A. About 14.
- Q. Did you vote there last November for the office of Congressman?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you have anyone to assist you in marking your ballot?—A. Yes, sir.
- Q. Who?—A. Frank Sterling.
- Q. What did you say to the election board about taking Frank in with you?—A. I said to the judge I would like to have assist, and they say, "All right; can have."
- Q. And then you went to Frank and asked him to go in with you?—A. Yes, sir.
- Q. That is all that was said about it?—A. Yes, sir; that is all.
- Q. Did Frank mark the ballot, or did you?—A. Me.
- Q. What did Frank do; just watched you mark it?—A. No; I mark myself, and wrap it up and take it out.
- Q. Frank didn't have anything to do with it then?—A. No.
- Q. Only just watched you mark it?—A. That is all.
- Q. Frank was working there at the polls that day, wasn't he?—A. Yes, sir.
- Q. Do you know who he was working for—which candidate?—A. No.
- Q. Wasn't he working for Howell?
- Mr. BRENNAN. I object to the question.
- Q. You tell us you don't know who Frank was working for; now, your answer wasn't true, was it, when you so stated?
- Mr. BRENNAN. I object to the question.
- Q. You know who Frank was working for, don't you?—A. I don't know for sure if I do or not.
- Q. You know what Frank said to you, don't you?—A. Well, probably I don't remember all of it.
- Q. Did he say anything to you about voting for Howell?
- Mr. BRENNAN. I object to that as leading.
- Q. I am not asking you what he said to you about your vote. Did he say anything about Howell?
- Mr. BRENNAN. You don't have to testify as to what he said about voting.
- Q. Do you swear that you don't know who Frank Sterling was working for?
- Mr. BRENNAN. We object to the question as repetition; he has already testified to that.
- A. Well, I can not tell you, the truth.
- Q. Let me see your tax receipt.—A. I haven't got any with me.
- Q. Let me see your naturalization papers.—A. I haven't got any.
- Q. Who asked you to go to the polls that day and vote?—A. Nobody.

JOHN J. BURNS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. I was born in Luzerne County.
- Q. How old are you?—A. I was born in 1861; 42 now.
- Q. How long have you lived in the Second district of Fell Township?—A. Twelve years; a little over.
- Q. Were you there all last summer?—A. Yes, sir.
- Q. You voted there for the office of Congressman last November, did you?—A. Yes, sir; I did.
- Q. Did you have any assistance in marking your ballot?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. Title to that property on which this tax is assessed is in your own name, is it?—A. Yes, sir.

(The witness produces a tax receipt dated February 16, 1901, including a county tax, for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

ANDREW MORAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Just where do you live up there, Mr. Moran?—A. Simpson.
 Q. And that is in the Second district of Fell Township?—A. Yes, sir.
 Q. How long had you lived in that district before the election?—A. Fourteen years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. In Ireland.
 Q. How old are you?—A. Forty-four years.
 Q. How old were you when you came to this country?—A. Nineteen years.
 Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Let me see your naturalization certificate, please.
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Andrew Moran, a native of Ireland, dated the 31st day of January, 1891.)
 Q. Let me see your tax receipts, please.—A. I haven't a tax receipt with me.
 Q. You had one of those subpoenas served on you, didn't you, Mr. Moran?—A. Yes, sir; but I couldn't find them at the time I was coming. I have a tax for this year in my pocket, but I haven't the ones for last year with me.
 Q. You didn't have any assistance in marking your ballot, did you?—A. No, sir.
 Q. You didn't assist another in marking a ballot, did you?—A. No, sir.
 Q. You didn't swear in your vote, did you?—A. No, sir.
 Now, 12.30 noon, adjourned to meet at 1.15 p. m. same day.
 Now, 1.15 p. m., hearing is resumed.

JOHN MOOTY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your election district Mr. Mooty?—A. Second district of Fell Township.
 Q. How long had you been living there before the November election last?—A. For ten years.
 Q. And all last summer you were there?—A. Yes, sir.
 Q. Where were you born?—A. Ireland.
 Q. How old are you?—A. I think 42 in February.
 Q. How old were you when you came to this country?—A. Around 15, I think; 14 I guess.
 Q. You voted up there last November, for the office of Congressman, did you?—A. Yes, sir; I believe I did now, to the best of my opinion.
 Q. Is this your naturalization paper?—A. Yes, sir.
 Q. You were present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Luzerne County to John Mooty, a native of Ireland, dated the 2d of October, 1880.)
 Q. Are these your tax receipts, Mr. Mooty?—A. Yes, sir.
 Q. You own property up there, do you?—A. Yes, sir.
 Q. Title to that property is in your own name, is it?—A. Yes, sir.
 (The witness produces a tax receipt, dated February 14, 1902, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)
 Q. I don't suppose you had any assistance in marking your ballot?—A. No, sir.
 Q. Did you go in with anyone else that day?—A. No, sir; I didn't. I voted and went straight home.

JAMES HEENAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your ward and district?—A. Second district of Fell Township.
 Q. And where were you born?—A. Carbon County.
 Q. How old are you?—A. About 38; somewhere near that.
 Q. How long had you been living in that district prior to the election?—A. About eleven years.
 Q. Were you there all last summer?—A. Yes, sir; been there eleven years.
 Q. You voted up there last November for the office of Congressman, did you?—A. I voted, yes; but not for none of those two men that is contesting.

- Q. You voted for Lamb, did you?—A. Yes, sir.
 Q. He was the Socialist candidate?—A. Yes, sir.
 Q. You are positive you didn't vote for either Howell or Connell?—A. I have sworn to that.
 Q. You voted the straight ticket?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Was there anyone in the booth with you when you marked your ballot?—A. No, sir.
 Q. Let me see your tax receipts.—A. I haven't got any.
 Q. You could not swear that you paid a State or county tax within two years?—A. I paid, but it was too late for that election; I didn't have them paid before that election.

WILLIAM H. HUNT, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live up there in the Second district of Fell Township?—A. Yes.
 Q. How long had you been living there before the election?—A. Between eleven and twelve years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Down in Jersey.
 Q. How old are you?—A. Forty.
 Q. You voted up there last November for the office of Congressman?—A. I voted up there, yes, but I didn't vote for those fellows.
 Q. You swear you didn't vote for either Howell or Connell?—A. No, sir; I did not.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. You voted for Mr. Lamb, did you?—A. That is what I did; yes, sir.
 (The witness produces a qualifying tax receipt.)
 Q. You own this property up there do you?—A. Yes, sir.
 Q. And you paid the taxes yourself?—A. Yes, sir.

JOHN CONNELL, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live up there in the Second district of Fell Township, do you?—A. Yes, sir.
 Q. How long had you lived there before the election?—A. About seven years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. You voted there last November for the office of Congressman?—A. Yes, sir.
 Q. What time of the day?—A. About 3 o'clock I guess, to the best of my opinion.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. How old are you?—A. Thirty-nine years old.
 Q. You are old enough to vote.—A. You bet.
 Q. Let me see your tax receipt, please.
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Do you own a property up there?—A. No, sir.
 Q. They make you pay taxes enough up there whether you do or not?—A. You bet your life; they rip the life out of you.
 (The witness produces a tax receipt dated February 16, 1901, including a county tax for the year 1900 in the Second district of Fell Township, signed Joseph White, collector.)
 Q. You didn't go in with anybody to help them to mark a ballot that day, did you, Mr. Connell?—A. No, sir.
 Q. Trouble enough in marking your own?—A. Yes, sir; let everybody try and do the same.

JOHN OWENS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live in the Second district of Fell Township, Mr. Owens?—A. Yes.
 Q. How long had you been living there before the election?—A. About six years, I think.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Where were you born?—A. Schuylkill County.
 Q. Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Forty-eight.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. What time of the day, do you remember?—A. Oh, I guess it was in the morning, early.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you go in with anybody else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts, please.

(The witness produces a tax receipt dated January 9, 1901, including a county tax for the year 1900, in the ——— district, signed Joseph White, collector.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay this yourself with your own money?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

THOMAS KENNEDY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are from the Second district of Fell Township?—A. Yes, sir.

Q. How long had you lived in that district before the election?—A. I think around ten years.

Q. You were there all last summer, were you?—A. I was away for about six weeks.

Q. Where were you?—A. Philadelphia.

Q. Working down there?—A. Yes, sir.

Q. Paying board up here in Fell while you were down there?—A. No, sir; not while I was there I didn't pay board here.

Q. What time did you get back; about the time the strike was over?—A. No, sir; I got back in the early part of October.

Q. Can you tell us exactly when you got back?—A. No, sir; not exactly.

Q. About what time in October?—A. I think around the 12th, or somewhere around there.

Q. Where were you born?—A. Yorktown.

Q. Pennsylvania?—A. Yes, sir.

Q. And how old are you?—A. Twenty-four.

Q. When were you twenty-four?—A. October the 9th.

Q. Last?—A. Yes, sir.

Q. And you voted last November there for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. Between 5 and 6 o'clock, I think it was; somewhere around there.

Q. How long had you been there at the polls that day?—A. I had been there off and on pretty near all the day.

Q. Were you employed there as one of the workers that day?—A. Yes, sir; I was there pretty near all day.

Q. Were you paid for your day's work there at the polls?—A. Yes.

Q. How much?—A. Five dollars.

Q. What position did you hold?—A. Overseer.

Q. How many ballots did you assist in marking that day, Mr. Kennedy?—A. I could not exactly tell you.

Q. About how many?—A. Well, there was three foreign votes; there was one of them named Bosick. I don't remember the names of the rest of the foreigners. And I marked my father's and I marked William Moran's, and I don't remember who the other was.

Q. The foreigners all voted the straight ticket did they?—A. I could not exactly think of that.

Q. You remember distinctly marking some split tickets, do you?—A. There was some of them split.

Q. The people that you assisted—did they mark the ballots themselves or did you mark them for them?—A. They told me to mark it for them.

Q. And you held the pencil?—A. Yes, sir. One or two of them told me to mark them to suit myself.

Q. And you did that?—A. I done that then—done just as they told me to.

Q. For which party were you an overseer that day, Mr. Kennedy?—A. The Democratic.

Q. There was no objection from the election board to your going in with those voters?—A. No, sir; they all asked permission. I don't think there was any of them qualified to mark their own.

Q. Did they all ask you to go in?—A. Yes, sir; they all asked permission for me to go in with them.

Q. Did you go up to the board with any of them and ask permission to go in with any of them?—A. No, sir.

Q. You went up to the board with them when they asked for you to go in with them?—A. No, sir; I don't think I did that.

Q. Where were you—inside the guard rail?—A. Sometimes.

Q. You had had some conversation with these people before they asked you to go in with them?—A. Well, yes; I had been talking to them. Some of them I was talking to and some I wasn't talking to.

Q. And you knew before they went and asked the election officers that they were going to ask you to go in with them?—A. Yes; all with the exception of two or three. The foreigners I didn't; I was called to go in with them.

Q. Who called you to go in with the foreigners?—A. The judge. They asked permission of the judge to have me go in, and the judge called me to go in.

Q. Who was the Republican overseer there that day?—A. John Corby.

Q. Did you see him go in with any voters to mark their ballot?—A. No, sir.

Q. And when anyone wanted assistance, the election board called on you to go in with them?—A. No, sir; not without they would ask for me. If they asked the judge for me, I would go in, if there was one of them outside asked me to go in and mark the ballot, and went up and asked the judge.

Q. Have you with you a receipt for State and county taxes paid within two years prior to November 4?—A. Yes, sir.

Q. Let me see it, please. Did you pay this tax yourself, Mr. Kennedy?—A. Yes, sir.

(The witness produces a tax receipt dated April 15, 1902, including a county tax for the year 1901, in the Second district of Fell Township, signed Joseph White, collector.)

Q. What is your occupation?—A. Miner.

Q. You don't recall what was said by any of these voters with reference to having assistance—you don't remember just what reasons they gave?—A. No, sir; I could not exactly tell you that. I know some of them. Well, as far as the foreigners goes, I don't know whether they could read or write or not.

Q. There was no attempt made there to show them how to mark their ballots before they went in?—A. No, sir.

Q. To show them how to mark a straight ballot or anything of that kind?—A. Not as I seen.

Q. You didn't make any inquiries yourself to ascertain whether they could mark their own ballot?—A. No, sir; I was called upon, and went in.

Q. You could not tell us which ones it was that desired to mark a straight ballot, could you?—A. No, sir; I could not.

Cross-examination by Mr. BRENNAN:

Q. You said you were out of the district a short time last summer?—A. Yes, sir.

Q. How long?—A. Six weeks.

Q. When did you go away?—A. In September.

Q. When did you return?—A. I think I went away in August and returned in October.

Q. You live with your parents up there in Fell?—A. Yes, sir.

Q. That is your residence?—A. Yes, sir.

Q. Now, the parties whom you assisted there that day, you say that they first asked the board for assistance?—A. Yes, sir.

Q. And then they said they wanted you to go in and assist them to vote?—A. Yes, sir.

Q. They stated to the board they were unable to mark their own ballot?—A. Yes, sir.

Q. And you wanted—you went into the booth with them and they told you who they wanted to vote for?—A. Yes, sir; and there was one or two didn't.

Q. You marked their ballot accordingly?—A. Yes, sir.

Q. You told us before—you said you didn't remember any reason given to the board.—A. I could not exactly say what they said to the board; I remember they asked for permission to take me in.

Q. Any special reason given?—A. No, sir; I could not tell you that—

Q. You said you marked the ballot of some who could not read or write.—A. Yes; those that I knew myself could not read or write.

Q. They stated that to the board before they asked for assistance?—A. I could not exactly say, but I think they did; they asked permission to take me in, and it was granted, and they took me in.

Q. You didn't go in to mark any ballot without getting permission from the board?—A. No, sir; I did not.

Q. And that permission was granted after the voter stated to the judge of election that he wanted assistance; that he could not mark his ballot?—A. Yes, sir.

HUGH BOYLE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You live there in the Second district of Fell Township?—A. Yes, sir.

Q. How long had you lived there in that district before the election?—A. Eleven or twelve years.

Q. Were you there all last summer?—A. I went away the 1st of September and came back the last of September.

Q. Where were you then?—A. In Philadelphia.

Q. Working down there?—A. Worked two weeks.

Q. And when did you come back?—A. The last of September.

Q. Can you give us the date?—A. Why, the 30th, wouldn't it—would be the last.

Q. You were not paying board there in Fell while you were down in Philadelphia, were you?—A. No, sir.

Q. Where were you born?—A. Beaver Meadows, Carbon County.

Q. How old are you?—A. Twenty-two.

Q. When were you 22?—A. Last birthday, the 27th of November last.

Q. Can you give us the date of your birth?—A. 1879, I should say.

Q. The 27th November, 1879?—A. Yes, sir.

Q. You are sure of that?—A. Yes, sir; as near as I can come to it.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was?—A. Around 11 o'clock, to the best of my knowledge.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody else to assist them?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Have you a tax receipt for county taxes paid within two years prior to November the 4th, 1902?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. My father did; I wasn't paying him board then.

Q. How did you come to pay a tax when you were only 21 years of age?—A. That was the first time ever I paid them.

Q. You said you were 22 years of age last November?—A. Yes, sir.

Q. And you were assessed, and you paid this tax, did you?—A. Yes, sir.

Q. When did you pay it?—A. On January the 2d, there.

Q. 1901?—A. That is the only one I got since.

Q. Is this the first one you ever paid?—A. Yes, sir.

Q. What is your father's name?—A. Condry Boyle.

(The witness produces a tax receipt, dated January 2, 1901, including a county tax for the year 1900, in the Second district of Fell Township, signed Joseph White, collector.)

Q. How old were you in 1900?—A. Must have been about 21.

Cross-examination by Mr. BRENNAN:

Q. You said you were away a short time during the summer?—A. Yes, sir; the month of September.

Q. And you returned on the 30th of September?—A. Yes; went away the 1st.

Q. Were you working at Philadelphia?—A. Worked two weeks.

Q. It was your intention to return to Fell Township, was it?—A. Yes, sir; it was.

Q. That is your residence up there?—A. Yes, sir; that is my residence.

Q. And it was your intention to retain Fell Township as your residence?—A. Yes, sir; it was.

Redirect examination by Mr. OLVER:

Q. That is, it was your intention when you went to Philadelphia to get work, and to work there as long as you had good work?—A. No, sir; I intended to come back.

Q. Did you intend to go down and stay just two weeks?—A. I went down, and I bought a return ticket—thirty days—and came back; I thought I would return when the strike was over.

Recross-examination by Mr. BRENNAN:

- Q. You didn't intend to stay there all winter?—A. No; I didn't.
 Q. You had your ticket for a month?—A. I had my ticket.
 Q. And you were going to return within the month?—A. Well, if I had the chance I might have stayed a little longer.
 Q. You had no intention of making your residence there?—A. No, sir; my residence is here, and there is where I intend to make them.

PATRICK HOLMES, JR., called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live up there in Fell, in the Second district?—A. Yes, sir.
 Q. How long had you lived there before the election?—A. Oh, about twelve years.
 Q. Were you there all last summer?—A. Yes, sir.
 Q. Are you single or married?—A. Single.
 Q. Boarding with your parents?—A. Yes, sir.
 Q. Where were you born?—A. Archbald.
 Q. Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Twenty-three.
 Q. When were you 23?—A. The 29th of August.
 Q. August last?—A. Yes, sir.
 Q. And you voted up there last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Do you remember what time of day?—A. Sometime between 11 and 12—around 12 o'clock.
 Q. Was that the first time you had voted?—A. No, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Anyone in the booth with you when you marked it?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. At that last November election did you swear in your vote?—A. No, sir.
 Q. Let me see your tax receipts, please.—A. I haven't got any tax receipts.
 Q. You never paid any State or county taxes?—A. Yes, sir; but I haven't got my receipts, though.
 Q. To whom did you pay any State or county taxes?—A. White.
 Q. When did you pay them?—A. Last year.
 Q. What time last year?—A. During the month of September, I think it was.
 Q. Did he come to the house for them?—A. No, sir.
 Q. Where were they paid?—A. I gave them to him on the street.
 Q. You could not tell us about the date?—A. No, I could not; but I think it was in that month.
 Q. I am asking you about State and county taxes, understand. Can you swear positively that you paid a State or county tax within two years of that election?—A. No, sir.

Cross-examination by Mr. BRENNAN:

- Q. You said you paid a tax to White?—A. Yes, sir.
 Q. You know that Joseph White is the State and county tax collector for Fell Township, don't you?—A. Yes, sir.
 Q. Then if you paid a tax to him as you said, in September of last year, you paid a State or county tax, didn't you?
 Mr. OLVER. That is not fair, because Mr. White collects all kinds of taxes.
 Q. When were you 23?—A. The 29th of August, last.
 Q. You swear you paid a tax to Joseph White?—A. Yes, sir.
 Q. In September of 1902?—A. Yes, sir.
 Q. Do you know what was on that tax?—A. It amounted to two dollars and something—I forget.
 Q. Do you know for what purpose the tax was collected?—A. No; I lost the receipt.
 Q. Do you know whether a State or county tax was mentioned on that receipt?—A. I could not tell you.

JOHN GETTINGS, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live in the Second district of the Fifth Ward of Carbondale?—A. Yes, sir. This is the first time I ever was sworn in fifty-four years as a witness.

- Q. What is your street and number?—A. No. 28 Fairview street.
- Q. How long had you lived in the Second district, Fifth Ward, before the last election?—A. Twelve years.
- Q. All the time for twelve years?—A. All the time.
- Q. And you voted up there last November for the office of Congressman?—A. Yes, sir.
- Q. You didn't have any assistance in marking your ballot, did you?—A. I never wanted any man to mark my ballot.
- Q. And you didn't assist anyone else in marking their ballot, did you?—A. No, sir.
- Q. Where were you born, Mr. Gettings?—A. I was born in Ireland.
- Q. How old are you?—A. I am past 74; spent 54 of it here in this town, I might say.
- Q. Let me see your naturalization certificate, please.—A. Yes, sir.
- Q. Is this your paper?—A. Yes, sir; I got that paper before you were born.
- Q. And you were present in court and sworn when you got it?—A. Yes, sir.
- (The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to John Gettings, a native of Ireland, dated the 21st of September, 1854.)
- Q. Let me see your tax receipts.
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. And you paid this tax yourself, did you?—A. Yes; I did, sure.
- (The witness produces a tax receipt dated April 21, 1902, including a county tax for the year 1901.)
- Q. When did you pay that, Mr. Gettings?—A. I think it is in August, 1892.
- Q. You mean 1902?—A. Yes, sir.
- Q. It was last summer, sometime, was it?—A. Yes, sir.
- Now 3 o'clock p. m., hearing is adjourned to meet in the same place to-morrow morning, February 13, 1903, at 9 o'clock.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., Friday, February 13, 1903, at 9 a. m., hearing is resumed before John Taylor, commissioner.

Appearances: For contestant, C. E. Olver, esq.; no appearance for respondent.

JOHN F. PETERSON, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born?—A. Switzerland.
- Q. How old are you?—A. Thirty-five years of age.
- Q. How old were you when you came to this country?—A. I was 16.
- Q. Can you give us the date of your birth?—A. Twenty-third of August, 1867.
- Q. What was the date when you landed in this country?—A. That I could not exactly say—it was in April.
- Q. How long have you been in this country?—A. I have been in this country about seventeen or eighteen years—somewhere around there.
- Q. How long had you been living up there in the First district of Fell Township?—A. Eight years.
- Q. Were you there all last summer?—A. Yes, sir.
- Q. Keeping house?—A. Yes, sir.
- Q. And your home is there?—A. Yes, sir.
- Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir; I believe so.
- Q. Do you remember what time of day it was?—A. No; I could not say that.
- Q. Forenoon or afternoon?—A. It was in the afternoon—I know that.
- Q. Before dark?—A. Yes, sir.
- Q. Just where do you live up there—what place?—A. I live on what we call it on my deed—No. 11 Forty-second street. The City Directory has it Forty-third street. The deed of my lot is No. 11 Forty-second street.
- Q. Is that near the line?—A. About 200 yards up.
- Q. Have you with you a certificate of naturalization which was issued to yourself?—A. No; I haven't.
- Q. Let me see your tax receipt.
- Q. Did you pay these taxes yourself?—A. I did, sir.
- Q. You own a property up there?—A. I do.
- Q. Title to that property is in your own name?—A. No, sir.
- Q. In your wife's name?—A. Yes, sir.

Q. And this is a tax which is assessed on that property?—A. Yes.
(The witness produces a tax receipt dated January 9, 1902, including a county tax for the year 1900 in the First district of Fell Township, signed Joseph White, collector.)

Q. Did you have any assistance in marking your ballot that day?—A. No, sir.
Q. Was there anyone in the booth with you when you marked it?—A. No, sir; I never do have.

Q. Did you assist in marking a ballot for anyone else?—A. No, sir.

CHRISTOPHER MURRAY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born?—A. America.
Q. What place?—A. Down in Jermyn, down here.
Q. How old are you?—A. Thirty-four years.
Q. How long have you lived in the First district of Fell Township?—A. I was two years before the election.
Q. Can you tell us when you went to live in that district?—A. 1899. I had lived there previous to that, but I moved to the city and moved back again.
Q. When you moved back, it was in what month?—A. February.
Q. And you have lived there ever since?—A. Yes, sir.
Q. Were you there all last summer?—A. Yes, sir.
Q. Family living there?—A. Yes, sir.
Q. You voted there last November for the office of Congressman?—A. Yes, sir.
Q. Just where do you live up there?—A. I live on Green street.
Q. What number?—A. There ain't any number.
Q. Did you mark your own ballot at that election?—A. Yes, sir.
Q. Anyone in the booth when you marked it?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Let me see your tax receipt, please.
Q. What is your occupation?—A. Miner.
Q. Is this your tax receipt?—A. Yes, sir.
Q. Did you pay this yourself or was it stopped from your pay?—A. No, sir; I paid it myself.
Q. Is the title to that property up there in your own name?—A. Yes, sir.
(The witness produces a tax receipt dated January 31, 1901, including a county tax for the year 1900 in the First district of Fell Township, signed Joseph White, collector.)

THOMAS RUSSELL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Russell?—A. Fell Township.
Q. And how old are you?—A. Thirty years old.
Q. How long had you lived there in the First district of Fell Township?—A. Ever since I was born.
Q. There all last summer, were you?—A. Yes, sir.
Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
Q. Do you remember what time of the day it was?—A. About the middle of the afternoon.
Q. You were not a worker there at the polls, were you?—A. No, sir.
Q. Do you know who the Republican overseer was there that day at the polls?—A. No, sir; I don't.
Q. Or the Democratic overseer?—A. No, sir.
Q. Did you have any assistance in marking your ballot?—A. No, sir.
Q. Anyone in the booth with you when you marked it?—A. No, sir.
Q. Did you go in with anyone else to assist them?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Let me see your tax receipt, please.
Q. What is your occupation?—A. Farmer.
Q. You don't own any property up there?—A. No, sir.
(The witness produces a tax receipt dated September 20, 1901, including a county tax for the year 1901 in Fell Township, signed Joseph White, collector.)

J. H. JOHN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where were you born, Mr. John?—A. Wales.
 Q. What was the date of your birth?—A. Sixty-six, I guess. I am 86 years of age the 28th day of September.
 Q. How old were you when you came to this country?—A. As near as I can judge, about 3 years.
 Q. How old are you now?—A. Thirty-six years.
 Q. Where do you live now?—A. First district of Fell Township.
 Q. How long have you lived there?—A. About six or seven years, I guess.
 Q. Were you there all last summer?—A. Have been there six or seven years.
 Q. Were you there all last summer?—A. I was away about four or five months during the strike.
 Q. Where were you then?—A. I was down to Allentown.
 Q. Working down there?—A. Yes, sir.
 Q. What time did you get back from down there?—A. The 1st day of November, I guess.
 Q. You voted up there in the First district of Fell Township for the office of Congressman, did you?—A. Yes, sir.
 Q. You don't know what time of day it was when you voted?—A. I believe it was in the forenoon.
 Q. Were you working that day?—A. If I voted in the forenoon I wasn't working, I guess.
 Q. What is your occupation?—A. Mines.
 Q. What mines?—A. Delaware and Hudson.
 Q. Which mines?—A. The upper—the Battle mines.
 Q. Where do you live up there—just where?—A. Close to John Williams's farm, if you know where that is.
 Q. You said you were born in Wales?—A. Yes.
 Q. Let me see your naturalization certificate, please.
 Q. This is your paper, is it?—A. Yes, sir.
 Q. Were you present in court and sworn when you received it?—A. Yes, sir.
 (The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Joseph H. John, a native of Wales, dated the 3d of February, 1902.)
 Q. Are these your tax receipts, Mr. John?—A. Yes, sir.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Title to that property in your own name?—A. Yes, sir.
 Q. It is not in your wife's name?—A. Both, I suppose it is; but it is recorded—the lot, I suppose, is recorded.
 Q. I call your attention to the deed. Does your wife's name appear in the deed?—A. I believe it does.
 Q. Does your name appear there in the deed?—A. Yes, sir.
 Q. Who paid these taxes?—A. I did.
 (The witness produces a tax receipt dated February 2, 1902, including a county tax for the year 1901, in the First district of Fell Township, signed Joseph White, collector.)
 Q. Your family was not living up there in Fell while you were in Allentown?—A. No, sir; they were with me.
 Q. Did you make an affidavit and swear in your vote at that election?—A. No, sir.

LAWRENCE BURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Burke?—A. Cottage street, No. 127.
 Q. And that is in the Third district of the Fourth Ward?—A. Yes, sir.
 Q. And you voted there last November for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what time of day it was?—A. It was in the afternoon.
 Q. About what time?—A. Well, I could not exactly tell you what time—may be 3 or 4 o'clock.
 Q. Where were you born?—A. Ireland.
 Q. Can you give us the date of your birth?—A. No, sir.
 Q. How old were you when you came to this country?—A. About 12 or 14 years.
 Q. And how old are you?—A. About 53 or 54.
 Q. And how long have you been in this country?—A. Oh, over forty years.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.

Q. Let me see it, please.

Q. This is your paper, is it?—A. Yes, sir.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to Lawrence F. Burke, a native of Ireland, dated the 26th day of September, 1871.)

Q. Let me see your tax receipts, please, Mr. Burke.

Q. This is your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

(The witness produces a tax receipt dated September 18, 1901, including a county tax for the year 1900, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

Q. You paid that yourself to Mr. Passmore?—A. Yes, sir.

Q. You marked your own ballot?—A. Yes, sir.

Q. No one in the booth with you?—A. No, sir.

Q. Did you go in with anybody else?—A. Nobody.

JAMES CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 38 Hemlock avenue.

Q. And that is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived there in that district before the election?—A. About eight years, I guess.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. You were not working elsewhere last summer?—A. No, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-six or thirty-nine, I should say. Going on 39.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. No; I could not say.

Q. Forenoon or afternoon?—A. I believe it was in the evening, I think; I am not sure.

Q. On about toward the close of the polls, was it, in the evening?—A. Yes, sir.

Q. Were you there when the polls closed, do you remember?—A. Oh, yes.

Q. You were not a worker there at the polls that day?—A. No, sir.

Q. Let me see your tax receipt.—A. (Produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay it yourself?—A. Yes, sir.

Q. You own a property up there, do you?—A. Yes, sir.

Q. Title to that property is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated November 20, 1901, including a county tax for the year 1900, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

Q. Did anybody go in with you to mark your ballot?—A. No, sir.

Q. Did you go in with anybody else?—A. No, sir.

THOMAS COOGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. Brooklyn street; I haven't got any number.

Q. Whereabouts on Brooklyn?—A. Just below the Brooklyn Bridge.

Q. That is in the Third district of the Fourth Ward?—A. Yes, sir.

Q. How long had you lived in that district before the last election?—A. Four years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time it was?—A. Between 6 and 7 o'clock in the evening.

Q. You had not been there at the polls before?—A. No, sir; I voted after I got through from work.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself with your own money?—A. Yes, sir.

Q. You paid it personally to Mr. Passmore?—A. Yes, sir.

Q. And can you tell us about when you got this receipt from Mr. Passmore?—A. Some time in July I think it was.

(The witness produces a tax receipt dated July 25, 1902, including a county tax for the year 1901, in the Fourth district, Fourth Ward, signed William Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't assist anyone else?—A. No, sir.

Q. Where were you born?—A. Carbondale.

JAMES PIGEON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Pigeon?—A. It is No. 11, now Cranberry avenue, according to the new name given to our streets by the city engineer.

Q. And that is in the Third district, Fourth Ward?—A. Yes, sir.

Q. And you voted there for the office of Congressman last November?—A. I did.

Q. Do you remember what time of day it was when you voted?—A. I should judge about twenty-five minutes past 12—that is about the time I went to dinner.

Q. How long had you been living in that district before that election?—A. Thirty-four years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. And your home is there?—A. My home is there.

Q. Where were you born?—A. Born in Ireland.

Q. How old are you?—A. About 58 years—going on my fifty-eighth year.

Q. Do you remember how old you were when you came to this country?—A. About three weeks.

Q. Have you a certificate of naturalization which was issued to yourself?—A. I have. My father was naturalized, but I thought I would get my own.

Q. This is your paper?—A. Yes, sir; it is mine.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to James Pigeon, a native of Ireland, dated the 18th of September, 1870.)

Q. Is this your tax receipt, Mr. Pigeon?—A. Yes; that is one of them.

Q. Did you pay this tax yourself?—A. Sure.

Q. You own a property up there, do you?—A. Yes, sir..

Q. The title to it is in your own name?—A. Yes, sir.

(The witness produces a tax receipt dated September 19, 1902, including a county tax for the year 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. You paid this in the month of September, did you?—A. Yes, sir; about that time.

Q. You didn't have any assistance in marking your ballot, did you?—A. I didn't need any.

WILLIAM CONNOR, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Connor?—A. My street and number is Woodlawn avenue, No. 10.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you been living in that district before the last election?—A. About five months.

Q. Can you tell us the date when you moved in there?—A. I could not exactly tell you the date. About March or April.

Q. Of last year?—A. Yes, sir.

Q. You were there all the time from that time on, were you?—A. Yes, sir.

Q. Boarding?—A. No, sir; keeping house—living there and keeping house.

Q. You are a married man?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Going on 37.

- Q. You voted up there last November for the office of Congressman, did you?—
 A. No, sir.
 Q. Didn't you vote that day?—A. I voted, but not for Congressman.
 Q. Didn't you vote for anyone for the office of Congressman?—A. No, sir.
 Q. You didn't vote a straight ticket then?—A. No, sir.
 Q. What was the matter down there, didn't any of the three candidates suit you?—A. No; they didn't.
 Q. Have you with you a tax receipt?—A. 1900.
 Q. This is your receipt and you paid the taxes yourself, did you?—A. It is my receipt, and I sent the money with my sister.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Title to that property in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated November 27, 1901, including a county tax for the year 1900, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector.)

PATRICK CLIFFORD, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your street and number, Mr. Clifford?—A. Cottage street, No. 232.
 Q. That is in the Third district, Fourth Ward, is it?—A. Yes, sir.
 Q. How long had you lived in the district before the election?—A. All my life.
 Q. There all last summer, were you?—A. Yes, sir.
 Q. Where were you born?—A. Right here in this city.
 Q. How old are you?—A. Thirty-seven years old.
 Q. You voted up there last November, did you?—A. Yes, sir.
 Q. And for the office of Congressman?—A. Yes, sir.
 Q. Do you remember what time of day it was when you voted?—A. Six o'clock.
 Q. Let me see your tax receipts, please. [Produces receipt.] Are these your receipts?—A. Yes, sir.
 Q. Did you pay the tax represented by this receipt yourself personally?—A. They were stopped at the office.
 Q. What is your occupation?—A. Driver boss.
 Q. At what mines?—A. No. 1 tunnel.
 Q. Of the Delaware and Hudson Company?—A. Yes, sir.
 Q. You never authorized the company to stop these taxes out, did you, Mr. Clifford?—A. No, sir.
 Q. You would rather pay your own taxes yourself if you had the chance, wouldn't you?—A. Yes, sir.
 (The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1900 in the ——— Ward, signed Wm. Passmore, collector; also tax receipt of same date, including a county tax for the year 1901, signed Wm. Passmore, collector; on which receipts the following memorandum is indorsed: "Driver boss, No. 1 and 3.")
 Q. What does that signify, Mr. Clifford? Is that the way they indicate those shafts?—A. Yes, sir.
 Q. What does the "34" in blue pencil on this receipt indicate, if you know?—
 A. I don't know what that mark is.
 Q. It was on there when you got it?—A. Yes, sir.
 Q. That is probably your number on the pay roll?—A. It might be; I don't know.
 Q. I don't suppose you had any assistance in marking your ballot?—A. No, sir.
 Q. And you didn't go in with anybody else, did you?—A. No, sir.
 Q. How long had you been there at the polls that evening before you voted?—
 A. A few minutes.

MARTIN BRENNAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are in the First district of Fell Township, Mr. Brennan?—A. Yes, sir.
 Q. How long had you lived up there in that district before the November election last?—A. Since 1861.
 Q. All the time?—A. Yes, sir.
 Q. Keeping house up there?—A. Yes, sir.
 Q. And you voted up there last November for the office of Congressman, as you had the right to do, probably?—A. Yes, sir.
 Q. Do you remember what time of day it was when you voted?—A. No, sir; I don't.
 Q. Where were you born?—A. Ireland.

- Q. How old were you when you came to this country?—A. About 3 years.
- Q. Have you with you a certificate of naturalization which was issued to yourself?—A. I think so; if you can only read it.
- Q. This was issued to you, was it?—A. Yes, sir.
- Q. And you were present in court and sworn when you received it?—A. Yes, sir
(The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale, dated the 5th day of October, 1860.)
- Q. Now your tax receipts, please. [Produces receipts.] You paid these taxes yourself, did you, Mr. Brennan?—A. Yes, sir.
- Q. You own a property up there?—A. Yes, sir.
- Q. The title to that property is in your name, is it?—A. Yes.
(The witness produces a tax receipt dated March 12, 1902, including a county tax for the year 1901, in the First district of Fell Township, signed Joseph White, collector.)
- Q. You marked your own ballot, did you?—A. Yes, sir.
- Q. Anyone in the booth with you when you voted?—A. No, sir.
- Q. You didn't go in with anybody else, did you?—A. No, sir.
- Q. You had trouble enough in marking your own?—A. No; I didn't have much trouble in marking it.

MARTIN BRENNAN, Jr., called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are up there in the First district of Fell, Mr. Brennan?—A. Yes, sir.
- Q. How long had you lived in the district before the election?—A. I was born there.
- Q. You were there all last summer?—A. Yes, sir.
- Q. How old are you?—A. Thirty-four the 18th of next month.
- Q. You voted up there last November for the office of Congressman?—A. Yes, sir.
- Q. Do you remember what time of the day it was?—A. Between half past 5 and 6 o'clock.
- Q. Were you there at the polls for any length of time that day?—A. No, sir; come right from work; washed and went down there.
- Q. What is your occupation?—A. Miner.
- Q. Where are you employed?—A. Delaware and Hudson.
- Q. What mines?—A. Battles, new opening.
- Q. Just where do you live there in the district?—A. D. K. Morse—about the fourth house from the old Morse homestead.
- Q. Did you have any assistance in marking your ballot?—A. No, sir.
- Q. Did you assist anyone else?—A. No, sir.
- Q. Let me see your tax receipts, please.
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. You own a property up there?—A. Yes, sir.
- Q. Title is in your own name?—A. Yes, sir.
(The witness produces a tax receipt dated October 15, 1901, including a county tax for the year 1900, in the First district of Fell Township, signed Joseph White, collector.)

MARK DUGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are in the Third district of the Fourth Ward of Carbondale?—A. Yes, sir.
- Q. How long had you lived in that district before the last election?—A. About fifty years; never left it since I was born.
- Q. You were there all last summer, were you?—A. Yes, sir.
- Q. Keeping house there?—A. Yes, sir.
- Q. And you voted there last November for the office of Congressman, did you?—A. Yes, sir.
- Q. Do you remember what time of the day it was?—A. Between 4 and 5 o'clock in the afternoon.
- Q. You were not engaged there as a worker in any capacity, were you?—A. No, sir.
- Q. And you didn't have any assistance in marking your ballot?—A. No, sir.
- Q. You didn't go in with anybody else?—A. No, sir.
- Q. Where were you born?—A. Carbondale, Fourth Ward.
- Q. Let me see your tax receipts, please.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay it yourself?—A. Yes, sir.

(The witness produces a tax receipt dated April 19, 1902, including a county tax for the year 1900 and 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

JOHN DUGAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are in the Third district of the Fourth Ward?—A. Yes, sir.

Q. How long had you been living there before the last November election?—A. I always lived there.

Q. Were you there all last summer?—A. I was: I used to be away every week and come home every Saturday night.

Q. Living with your parents?—A. Yes, sir.

Q. What is your street and number?—A. Brooklyn street, corner of Birch avenue.

Q. That is your father's residence, is it?—A. Yes, sir.

Q. You say you were born there?—A. Yes, sir.

Q. How old are you?—A. Twenty-six years.

Q. You voted up there last November, did you, for the office of Congressman?—A. Yes, sir.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you go in with anybody to assist them?—A. No, sir.

Q. You were not employed there as a worker, were you?—A. No, sir.

Q. How long were you at the polls that day before you voted?—A. Oh, about an hour.

Q. Just standing around watching the boys?—A. Yes, sir.

Q. Let me see your tax receipt.—A. I haven't got them.

Q. What is the matter?—A. I didn't pay them.

Q. You voted for Mr. Connell, didn't you?—A. No, sir; I didn't.

Q. Have you any objections to telling us who you voted for, it might save us the trouble of calling you again. You don't have to tell it if you don't want to, you know?—A. If I didn't vote for Connell, I must most surely vote for Howell.

MORRIS FLANNERY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are in the Third district of the Fourth Ward, Mr. Flannery?—A. Yes, sir.

Q. How long had you lived there before the election?—A. All my lifetime.

Q. Were you born there?—A. Yes, sir.

Q. And you were there all last summer, were you?—A. I was two months away from there.

Q. Where were you then?—A. Cleveland.

Q. Working?—A. Yes, sir; worked three weeks.

Q. When did you get back?—A. The last part of October—the 20th of October—I mean August.

Q. You are sure it was not along in September?—A. No, sir; the 20th of August.

Q. Then you were in the district all the time from that on to election?—A. I worked in Scranton and used to come home Saturday nights.

Q. Living with your parents?—A. Yes, sir.

Q. How old are you?—A. Twenty-three years.

Q. When were you 23?—A. First of January, this year.

Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of day it was?—A. Around 6 o'clock.

Q. How long were you there at the polls?—A. About twenty minutes.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you make an affidavit as to your right to vote—did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipts, please.

Q. Had you ever voted up there before?—A. Yes, sir.

Q. When?—A. I voted for school directors once before.

Q. That was in last February, about a year ago now, was it?—A. Yes, sir; I think it was.

Q. At the time this tax was paid you were working in the mines, were you?—A. Yes, sir.

Q. What mines?—A. No. 1, Delaware and Hudson.

Q. And you were No. 60?—A. Yes, sir.

Q. And you got this tax receipt from the paymaster on pay day?—A. Yes, sir.

Q. It was stopped out of your wages?—A. Yes, sir.

Q. You never authorized the company to stop your taxes, did you—you never said anything to them about it?—A. Never said anything about it; but that is the way they do.

Q. You would rather pay your own?—A. I would rather pay it at the office.

Q. If you thought it was necessary to pay it yourself in order to entitle you to vote, you would rather pay it?—A. I don't care about it; it is handier to have it stopped at the office.

Q. However, the fact is that you never authorized them to pay the taxes—you never said anything to them about it?—A. No.

(The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1901, in the ——— Ward, signed Wm. Passmore, collector, indorsed as follows: "Laborer No. 60, No. 1 & 3.")

Q. No. 1 and 3 is the shaft—that is the way they designate the shaft, is it?—A. Yes, sir.

HARRY FLANNERY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are up there in the Third district of the Fourth Ward of Carbondale?—A. Yes, sir.

Q. And you voted there last November for the office of Congressman?—A. Yes, sir.

Q. How long had you been living in that district before the election?—A. About eight years.

Q. You were there all last summer?—A. Yes, sir.

Q. What is your occupation?—A. Mine carpenter.

Q. Where are you employed?—A. Erie shaft.

Q. And what is your street and number?—A. No. 10 Cranberry avenue.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-seven.

Q. Let me see your tax receipts.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in with anybody else?—A. No, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay it yourself?—A. Yes, sir.

(The witness produces a tax receipt, dated December 17, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

HUGH GILGALLON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are in the Third district, Fourth Ward, Mr. Gilgallon?—A. Yes.

Q. How long had you lived in the district before the election?—A. Thirteen years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. All the time?—A. Never left it.

Q. And you voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of day it was when you voted?—A. In the afternoon.

Q. About what time?—A. Well, I was going home from work—sometime in the afternoon, anyhow.

Q. Before dark, was it?—A. Yes, sir; it was before dark.

Q. How long were you at the polls?—A. Just while I was getting down there and back.

Q. You didn't stay any length of time?—A. Didn't stop.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. About 18 years old.

Q. Can you give us the date of your birth?—A. Well, I can not—that is, I think it is in October.

Q. Of what year?—A. I could not tell you.

Q. How old are you now?—A. Well, that is a thing I can not say on my oath, exactly—to the best of my opinion, about 35 or 36 years.

Q. You don't know positively whether you were 35 last October or not?—A. No, I don't.

Q. How long have you been in this country?—A. I am in this country going on seventeen years, or around there—that is, next April.

Q. Have you a naturalization certificate issued to yourself?—A. I have.

Q. You never had a first paper, did you?—A. No, sir; I hadn't; I came here under age.

Q. That is, you mean you came here under 21?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County to Joseph Gilgallon, a native of Ireland, dated the 6th day of October, 1894.)

Q. You were present in court and sworn when you got it?—A. Yes, sir; sure; if I didn't I wouldn't get it, I suppose.

Q. You could not be positive how close to 21 you were when you came here?—A. I was about 17 years and 6 months; I wasn't 18 years old. I wanted from the 16th of April to October of being 18 years old.

Q. Let me see your tax receipt.

Q. Is this your tax receipt?—A. I guess so; it looks like it, anyhow.

Q. What is your occupation?—A. Miner and laborer.

Q. When did you pay this tax represented by this duplicate receipt.—A. On the date on there.

Q. Yes; but do you remember yourself when you paid it?—A. Yes.

Q. When?—A. On that date.

Q. Aside from the date itself, you could not testify to it, could you?—A. No; not only from the receipt: I could not come and swear if I didn't have something to show for it.

Q. When did you get this duplicate?—A. I got it a little while ago.

Q. But you had paid the tax sometime ago?—A. Yes, sir; I paid it on that date, or his book says so.

(The witness produces a duplicate tax receipt for taxes paid June 8, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in with anybody else?—A. No, sir.

Q. You paid that, you said, personally to Mr. Passmore?—A. Yes, sir; I guess I did; Passmore wouldn't pay my tax for me.

GEORGE COLLINS, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. 124 Brooklyn street.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived in the district before the election?—A. All my life.

Q. There all last summer, were you?—A. Yes, sir.

Q. Born there?—A. Yes, sir.

Q. How old are you?—A. Thirty.

Q. You voted there last November for the office of Congressman, did you?—A. Yes, sir.

Q. Do you remember what time of the day?—A. I think it was in the afternoon sometime.

Q. How long were you at the polls that day?—A. Probably twenty minutes or half an hour.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anyone else?—A. No, sir.

Q. Let me see your tax receipt.

(Witness produces receipt.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. What is your occupation?—A. Clerk.

(The witness produces a tax receipt dated October 2, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

JOHN GILGALLON, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. 138 Brooklyn street.

Q. That is the Third district, Fourth Ward?—A. Yes, sir.

Q. And how long had you lived in that district before the election?—A. About seven years.

Q. Were you there all last summer?—A. Yes, sir.

- Q. Keeping house?—A. Yes, sir.
 Q. Your home is there?—A. Yes, sir.
 Q. You voted up there last November for the office of Congressman, did you?—
 A. Yes, sir.
 Q. Do you remember what time of day it was?—A. Probably between half past 5 and 6 o'clock—something like that.
 Q. You were not a worker there at the polls that day?—A. No, sir.
 Q. Where were you born?—A. Born in Ireland.
 Q. How old were you when you came to this country?—A. Somewhere around 18 years.
 Q. Are you related to Hugh Gilgallon?—A. A cousin of mine.
 Q. You didn't come here to this country together?—A. No, sir.
 Q. Can you give us the date of your birth?—A. No; I can not.
 Q. How long have you been in this country?—A. Close on fifteen years, I guess.
 Q. How old are you?—A. Somewhere around 36 years, I guess.
 Q. When is your birthday?—A. In June.
 Q. You were probably 36 last June?—A. No, sir.
 Q. You will be 36 then in June?—A. Yes, sir.
 Q. You have been in this country fifteen years?—A. Yes, sir.
 Q. When will it be fifteen years?—A. About the 18th of April next.
 Q. Let me see your certificate of naturalization.
 Q. Is this your paper?—A. Yes, sir.
 Q. Did you have a first paper?—A. No, sir.
 Q. Were you present in court and sworn when you received this paper?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to John Gilgallon, a native of Ireland, dated the 7th of October, 1892.)

- Q. Now, your tax receipts, please.
 Q. When did you receive this duplicate tax receipt?—A. About five days ago. I could not find the other receipt I have paid.
 Q. You remember positively; are you able to state when you paid the tax represented by this duplicate receipt?—A. I paid that on the date of that, I suppose, by his book. Of course, I could not swear to it without his book.
 Q. You think it was about that date, anyhow?—A. Yes, sir.
 (The witness produces a tax receipt dated March 11, 1901, including a county tax for the year 1900 in the Fourth Ward, being a duplicate, signed Wm. Passmore, collector.)

- Q. You didn't have any assistance in marking your ballot?—A. No, sir.
 Q. You didn't assist anyone else?—A. No, sir.

WILLIAM WALKER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are in the Third district of the Fourth Ward?—A. Yes, sir.
 Q. How long had you lived there before the election?—A. All my lifetime.
 Q. You were there all last summer, were you?—A. With the exception of about six months, but not that summer.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Your home is there?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. How old are you?—A. Fifty-five years the 19th of last August.
 Q. You voted last November for the office of Congressman up there, did you?—
 A. Yes, sir.
 Q. Do you remember what time of the day it was?—A. Probably 6 o'clock; between 5 and 6.
 Q. Did you have any assistance in marking your ballot at that election?—A. No, sir.
 Q. Did you go in with anybody else to assist them in marking a ballot?—A. No, sir.
 Q. And you didn't swear in your vote?—A. No, sir.
 Q. Let me see your tax receipt, please.—A. There is a couple of them there. (Producing receipts.)
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. Title to that property is in your own name, is it?—A. Yes, sir.
 (The witness produces a tax receipt dated March 17, 1902, including a county tax for the year 1901, in the Fourth Ward, signed William Passmore, collector.)
 Q. You paid this tax yourself, did you?—A. Yes, sir; personally.

JOHN KELLER, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are in the First district of Fell Township?—A. Yes, sir.
 Q. How long had you been living in that district before the election?—A. Eight years the March previous to the election.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Just where do you live up there?—A. On what they call Welsh's plot.
 Q. You voted in that district last November for the office of Congressman, did you?—A. Yes, sir.
 Q. Have any assistance in marking your ballot?—A. No, sir.
 Q. You didn't go in with anybody else?—No, sir.
 Q. You were not a worker at the polls that day?—A. No, sir.
 Q. Where were you born?—A. Catasauqua, Pa.
 Q. How old are you?—A. Thirty-nine this present April coming.
 Q. Let me see your tax receipts.
 Q. These are your tax receipts?—A. Yes, sir.
 Q. Did you pay this 1901 tax yourself, personally?—A. Yes, sir.
 Q. You own a property?—A. Yes, sir.
 Q. Title to that property in your own name?—A. Yes, sir.
 (The witness produces a tax receipt dated September 20, 1902, including a county tax for 1901, First district, Fell Township, signed Joseph White, collector.)

PATRICK MURPHY, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are in the Third district of the Fourth Ward?—A. Yes, sir.
 Q. What is your street and number?—A. Green court or Green avenue, No. 71.
 Q. How long have you been living in that district?—A. 40 years.
 Q. You were there all last summer?—A. Yes; all the time for forty years.
 Q. You are keeping house?—A. Yes, sir.
 Q. Your family is living there?—A. Yes, sir; they were born there.
 Q. And you voted up there last November for the office of Congressman?—A. I did vote, all the time I voted.
 Q. Did you have any assistance in marking your ballot?—A. What?
 Q. Did anybody go in with you to help you to mark your ballot?—A. My own son.
 Q. What is his name?—A. Martin.
 Q. Do you always have somebody go in with you?—A. No, not always.
 Q. But this time you wanted your son Martin to go in with you?—A. Yes, sir.
 Q. What did you say to the election board about your son Martin going in with you?—A. Nothing at all, but because I had no learning myself.
 Q. The board didn't say anything to you?—A. No; I asked that privilege of them and they said it was all right.
 Q. Did you mark the ballot or did your son mark it? Who had the pencil?—A. I put my hand on the pencil and—
 Q. Did Martin show you where to mark it?—A. Yes; that is what I got him in there for.
 Q. Did you want to vote a straight ticket?—A. I voted a straight Democratic ticket.
 Q. You could easily have made that cross in the center?—A. Indeed, I could easily make that; it was very easy doing it.
 Q. Where were you born?—A. I was born in Ireland.
 Q. How old are you?—A. Over 60 years old, anyway.
 Q. How old were you when you came to this country?—A. I was of age.
 Q. Twenty-one?—A. Twenty-one.
 Q. Have you a certificate of naturalization with you?—A. I have.
 Q. Did you have a first paper?—A. Yes, sir.
 Q. This is your paper, is it?—A. Yes, sir.
 Q. And were you present in court and sworn when you received it?—A. I was.
 (The witness produces a certificate of naturalization issued out of the mayor's court of the city of Carbondale to Patrick Murphy, a native of Ireland, dated the 26th of November, 1875.)
 Q. Now your tax receipt?—A. I am paying taxes that length of time, I guess.
 Q. This is your receipt, is it, Mr. Murphy?—A. Yes; me that got it.
 Q. You own a property up there, do you?—A. Yes, sir.
 Q. The title to that property is in your own name?—A. And my own money.
 (The witness produces a tax receipt dated May 10, 1902, including a county

tax for the year 1901, in the Fourth Ward of Carbondale, signed Wm. Passmore, collector, on the back of which is endorsed "Paid 1900 tax in May, 1901."

Q. You didn't go in to help anybody else to mark a ballot that day, did you?—A. No, sir.

JAMES F. BURKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Burke?—A. Cottage street; 334 used to be.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived in that district before the election?—A. Pretty near since I was born.

Q. You were there all last summer?—A. Sure.

Q. You home is there?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in with anybody else?—A. No, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. I was just a year.

Q. Have you with you a certificate of naturalization which was issued to yourself?

(Produces certificate.)

Q. Was this certificate issued to you?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, to James F. Burke, a native of Ireland, dated the 6th day of October, 1879.)

Q. Now your tax receipt, please.

Q. You own a property up there, do you, Mr. Burke?—A. Yes, sir.

Q. Title in your own name?—A. Yes, sir.

Q. You paid this tax yourself, did you?—A. Yes, sir.

(The witness produces a tax receipt dated November 22, 1901, including a county tax for the year 1900 in the Fourth Ward, signed Wm. Passmore, collector. Also a tax receipt, dated December 1, 1902, including a county tax for the year 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. You didn't pay them both at the same time, did you?—A. No, sir.

Q. What is your age?—A. I guess I must be near 50—between 45 and 50.

THOMAS WALKER, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are up in the Third district, Fourth Ward?—A. Yes, sir.

Q. What is your street and number?—A. 73 Cottage street.

Q. How long had you lived in the district before the election?—A. Four years.

Q. There all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. No, sir.

Q. Boarding with your parents?—A. Yes, sir.

Q. And that is their home—the number you have given?—A. Yes, sir.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time of day it was?—A. One thirty.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Did you assist anybody?—A. No, sir.

Q. You were not a worker there at the polls?—A. No, sir.

Q. Where were you born?—A. I was born in Carbondale.

Q. How old are you?—A. Thirty years.

Q. Let me see your tax receipts, please.

(Produces receipts.)

Q. These are your receipts, are they?—A. Yes, sir.

Q. Did you pay these taxes yourself?—A. Yes, sir.

Q. What is your occupation?—A. Grocer.

(The witness produces a tax receipt dated September 22, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. You paid that tax yourself, did you?—A. Yes, sir.

Q. Mr. Passmore called at the store?—A. Yes, sir.

MICHAEL McCANN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. McCann?—A. Cottage street.

Q. And the number is what?—A. The number is—we have got a new number about a month ago—71.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived in the district prior to the election?—A. Well, about thirty years—thirty-three years.

Q. Were you there all last summer?—A. Not the whole of it.

Q. Where were you part of last summer?—A. In the city—

Q. Scranton?—A. New York.

Q. Working down there.—A. Well, I didn't work—I got a kind of an easy job down there—a good friend gave me a little job.

Q. Just enough to draw a little salary on?—A. Yes; I had a friend gave me charge of a gang.

Q. There wasn't much work about it?—A. No; not much work about it.

Q. When did you get back from down there?—A. I was away a couple or three months.

Q. When did you get back?—A. About a month before the election was—something.

Q. Can you give us the date when you got back?—A. I could not say.

Q. Along in the early part of October, was it?—A. I could not, really, tell you.

Q. A short time before the strike was over?—A. Yes; before the strike was over.

Q. How long were you here before the strike was over?—A. I think a week or two, to the best of my opinion.

Q. And from that time on you were here all the time?—A. Yes, sir; here all the time.

Q. You voted last November up there for the office of Congressman?—A. I voted last November; yes, sir.

Q. You voted for all the candidates that were to be voted for, didn't you?—A. I guess so; I think I put in the whole ticket.

Q. Where were you born?—A. In Ireland.

Q. How old were you when you came to this country?—A. I must be about 21 or 22, along about there.

Q. How old are you now?—A. I guess I am going up to over 55, or around 50, 3, or 4, or 5.

Q. What is your occupation?—A. Miner.

Q. Where are you employed?—A. No. 1, Delaware and Hudson.

Q. Let me see your naturalization certificate, please.—A. I will, sir.

Q. This is your paper, is it?—A. Yes, sir.

Q. And you swear that this is the paper which you received from the court?—A. That is the paper which I got from the court. They called me McKenna in the paper.

Q. You were present in court and sworn when you received it?—A. Yes, sir.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Michael McKenna, a native of Ireland, dated the 1st of October, 1885.)

Q. How long had you been in the country when you received this paper?—A. Well, in fact, I disremember. I must have been a few years after it—I can not remember about it.

Q. As much as five years, you think?—A. I could not tell; I would not say. I went down and got my first papers and I went back and got this after—I could not exactly tell.

Q. You had a first paper, had you?—A. Yes, sir; got my first and second papers.

Q. Let me see your tax receipts, please.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this yourself, Mr. McCann?—A. Yes, sir.

Q. You own a property?—A. Yes, sir.

Q. The title is in your own name?—A. Yes, sir.

Q. And in the name of McCann, is it?—A. It is in the name of McCann. They called me, as I told you—when they gave me these papers they called me McCann, but McKenna is my right name. Every time I am pulled up here I have this.

(The witness produces a tax receipt dated May 23, 1902, including a county tax for the year 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. You think you paid that last May, do you?—A. Certainly, sir.

Q. Where was Mr. Passmore when you paid him?—A. He was down in the shop down here in this place where he keeps.

Q. And last May you went down there and paid him?—A. Yes, sir.

Q. You didn't have any help in marking your ballot last election, did you?—A. Yes, sir; I am no writer or reader.

Q. But you desired to mark a straight ballot?—A. Yes, sir.

Q. And you had to make only one cross in the center of the circle, and if they had shown you on a sample ballot outside that the 1st or 2d or 3d column was the Democratic column you could have voted that ticket yourself?—A. I could have voted that ticket, but I wanted one person I wanted to cut out. If there was a man I wanted to cut out, he could do it, but there wasn't any.

Q. Who went in with you, Mr. McCann?—A. Will Malloy.

Q. You had been voting up there at the polls before, of course?—A. Yes, sir; I voted there for the last twenty years.

Q. Do you always have assistance?—A. Yes, sir.

Q. Every time?—A. Yes, sir; except when I mean to go right straight through or they would show me—still I always took assistance, too, to be sure about it.

Q. What did you say to the election board about taking Mr. Malloy in with you?—A. I asked them the privilege for a man.

Q. You told them who you wanted?—A. Yes, sir. He was the man that was at my shoulder.

Q. Did you say anything to them as to why you wanted Mr. Malloy to go in?—A. Nothing, only I asked Mr. Malloy to go in.

Q. Was Mr. Malloy working there at the polls that day?—A. I could not say. I just see him standing there in the room.

Q. What is Mr. Malloy's politics—Democratic?—A. I can not tell you what he is.

Q. Did Mr. Malloy mark the ballot?—A. Yes, sir.

Q. He had the pencil?—A. Yes, sir.

Q. You showed him where to mark it, did you?—A. No, sir; I didn't. I told him what to do with it and he done what he liked.

WILLIAM MALLOY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Malloy?—A. 255 Brooklyn street.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long have you lived in that district?—A. I was born there.

Q. You lived there all last summer?—A. No, sir; I was down at Philadelphia.

Q. When did you get back from Philadelphia?—A. I got back anywhere between the 15th and the 20th of October—between that date.

Q. Working down at Philadelphia, were you?—A. Yes, sir.

Q. What is your occupation?—A. Miner.

Q. Where are you employed—what shaft?—A. No. 1 shaft, Delaware and Hudson.

Q. You voted there last November in the Third district, Fourth Ward, for the office of Congressman?—A. Yes, sir.

Q. What time of day did you vote at that election?—A. About 10 o'clock in the morning.

Q. Were you there at the polls all that day?—A. Yes, sir.

Q. Were you a worker there that day at the polls?—A. Yes, sir.

Q. By whom were you employed as a worker?—A. Mr. Philbin.

Q. I suppose you were paid for your day's work there?—A. Yes, sir.

Q. Mr. Philbin was the Democratic committeeman, was he?—A. No; Mr. Philbin was running for Representative on the Republican ticket.

Q. And you went in to assist this gentleman, who was just on the stand, in marking his ballot?—A. Yes, sir.

Q. And he told you who he wanted to vote for, did he?—A. Yes, sir.

Q. And I suppose you marked it in that way?—A. Yes, sir.

Q. He doesn't read or write, does he?—A. That I could not say.

Q. He asked you to go in with him?—A. Yes, sir. He was the only man I went in with.

Q. Where were you born?—A. I was born in the district I voted in, in Carbon-dale.

Q. How old are you?—A. Forty-four years the 12th of last September.

Q. By the way, you are a married man, are you?—A. Yes, sir.

Q. And your family was home while you were in Philadelphia?—A. Yes, sir.

Q. And your home was there right along?—A. Yes, sir.

Q. Let me see your tax receipt.

Q. These are your tax receipts, are they?—A. Yes, sir.

(The witness produces a tax receipt dated Carbondale, Pa., December 16, 1901, including a county tax for the year 1901, in the Fourth district, Fourth Ward, signed Wm. Passmore, collector.)

MARK HART, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 18 Cottage street.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. You voted last November up there for the office of Congressman?—A. I did, sir.

Q. How long had you lived in the district before that election?—A. I lived there since 1851.

Q. You were there all last summer, were you?—A. All the time.

Q. Keeping house?—A. Yes, sir.

Q. Your home is there?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old were you when you came to this country?—A. About 6 or 7 years old.

Q. Did you come with your parents?—A. I did, sir.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. No, sir.

Q. You received one of those subpoenas, didn't you, requiring you to appear here to-day with your naturalization certificate?—A. I did.

Q. Let me see your tax receipt.

Q. You paid this tax of 1901 yourself, did you, Mr. Hart?—A. No, sir; I didn't.

Q. Did you pay this 1900 tax yourself?—A. I didn't.

Q. Who paid it?—A. My daughter.

Q. You own a property up there, do you?—A. Yes, sir.

Q. The title of that property is in your own name?—A. Yes, sir.

Q. And you told your daughter, I suppose, to pay these taxes?—A. I did; and with my own money.

(The witness produces a tax receipt dated September 13, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

Q. You didn't have anyone to assist you in marking your ballot?—A. No, sir.

Q. And you didn't go in with anyone to mark a ballot?—A. I didn't.

Q. How long were you at the polls that day?—A. I never stayed more than ten minutes at the polls any time.

JAMES TCOLAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. 131 Birch street.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived in the district before the election?—A. About all my lifetime.

Q. Were you there all last summer?—A. I was away for a short time.

Q. Where were you last summer?—A. New York.

Q. Working down there?—A. Yes, sir.

Q. When did you get back?—A. The 15th day of August.

Q. And you were there in the district all the time on from the 15th of August?—A. Yes, sir.

Q. Keeping house?—A. No, sir; living with my father.

Q. You voted up there last November for the office of Congress?—A. Yes, sir.

Q. Do you remember what time of the day it was when you voted?—A. Between 11 and 12 o'clock.

Q. How long were you there at the polls?—A. All the day.

Q. Employed as a worker?—A. Yes, sir.

Q. By whom?—A. On the board.

Q. What was your position on the board?—A. Judge.

Q. When were you elected?—A. Last February.

Q. The judge of the board there was Democratic?—A. Yes, sir.

Q. The majority inspector was Democratic?—A. Yes, sir.

Q. And was the minority inspector also a Democrat?—A. Republican.

Q. Who is the minority inspector?—A. John Killeen.

Q. And the majority inspector?—A. Thomas Clifford.

Q. Do you remember who the Democratic overseer was that day there at the election last November?—A. I think it was M. H. Bagley.

Q. About how many votes did you poll there that day, if you remember?—A. I forget now.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty years.

Q. Did you go in that day with some voters to assist them in marking their ballots?—A. No, sir.

Q. Not one?—A. No, sir.

Q. Do you remember how many voters were assisted that day by the Democratic overseer?—A. Not any that I know of.

Q. You don't remember any?—A. Not any as I know of.

Q. Don't you remember of anybody asking for Mr. Bagley?—A. No, sir; not that I know of.

Q. Let me see your tax receipt.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. What is your occupation?—A. Laborer at No. 1.

Q. Do you remember when you received this receipt? Did you get it personally from Mr. Passmore?—A. Yes; he came to the house.

(The witness produces a tax receipt dated February 10, 1902, including a county tax for the year 1900, in the Fourth Ward, signed William Passmore, collector.)

Q. What did you say your occupation was?—A. Laborer at the D. & H.

Q. What mines?—A. D. & H.

Q. Which mines?—A. No. 1.

THOMAS CLIFFORD, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number, Mr. Clifford?—A. 399 Cottage street.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. And you were the majority inspector at the election held there last November?—A. Yes, sir.

Q. Elected as a Democrat?—A. Yes, sir.

Q. Who was your clerk?—Marcus Hart.

Q. And who was the clerk for the minority inspector?—A. McDonough; Tom McDonough.

Q. What time of day was it when you voted?—A. About 10 o'clock.

Q. How long had you been living there in that district before the election?—A. I lived there all my life.

Q. Were you there all last summer?—A. Yes, sir.

Q. What is your occupation?—A. Laborer.

Q. Where are you employed?—A. No. 1, D. & H.

Q. Living with your parents?—A. Yes, sir.

Q. And the number you have given is their residence, is it?—A. Yes, sir.

Q. And you were born up there?—A. Yes, sir.

Q. How old are you?—A. Twenty-nine.

Q. Let me see your tax receipt, please.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Where was Mr. Passmore when you paid him?—A. In his office.

(The witness produces a tax receipt dated November 25, 1901, including a county tax for the year 1901, in the Fourth Ward, signed William Passmore, collector.)

Q. Michael Bagley was the Democratic overseer there at the last election?—A. Martin Bagley.

RODERICK GILHULLEN, called by contestant and sworn.

Direct examination by Mr. OLIVER:

Q. What is your street and number?—A. 173 Brooklyn street.

Q. Is that the residence of your parents?—A. Yes, sir.

Q. You are living there with them?—A. Yes, sir.

Q. Where were you born?—A. In Carbondale.

Q. And how old are you?—A. Thirty years.

Q. That is in the Third district, Fourth Ward, isn't it?—A. Yes, sir.

Q. How long had you been living in that district before the election?—A. Lived there all my life.

Q. What place did you vote up there?—A. The Dougherty polls.

Q. Do you remember what time of the day it was when you voted? Do you remember what time of the day it was when you voted up there last November—what time of day?—A. I could not say exactly—sometime in the evening.

Q. Did some one come to the house to get you to go and vote, did they?—A. No, sir; I went myself.

Q. You say you were living there in the district all last summer?—A. Yes, sir.

Q. You voted for all the candidates to be voted for at that election?—A. Yes, sir.

Q. You say within two years last past you haven't paid any State or county taxes?—A. I asked the collector several times if he had my taxes, and he could not find it, and I thought my brother had probably paid them, and I didn't pay any more attention to it, so I went to look them up again to-day, and I found he has not my name on the book at all.

Q. Did you go in with anyone to assist in marking a ballot that day?—A. No, sir.

Q. You are usually Democratic in politics, are you, Mr. Gilhullen?—A. Yes, sir.

Q. And you were last fall?—A. Yes, sir.

PATRICK MCGOWAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You voted up there last November in the Third district of the Fourth Ward, Carbondale?—A. Yes, sir.

Q. And you voted for the office of Congressman?—A. Yes, sir.

Q. Where do you live in the district?—A. Brooklyn street.

Q. What is the number?—A. No. 225.

Q. Do you live with your father and mother there?—A. Mother lives there.

Q. And you were born here in Carbondale?—A. Yes, sir.

Q. How old are you?—A. Twenty-four.

Q. Have you got a tax receipt?—A. No, sir.

Q. Have you paid any?—A. No, sir.

Q. You voted for Mr. Howell up there last November, did you?—A. I can not tell you.

Q. You consider yourself a Democrat in politics?—A. Yes, sir.

Q. And you were last November—you didn't change your politics any, have you?—A. No.

THOMAS GILHOOL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Gilhool?—A. Brooklyn street, Fourth Ward, Third district.

Q. What number on Brooklyn street?—A. 96 Brooklyn street.

Q. How long had you been living there in the Third district before the last election?—A. Thirty-one years living there, altogether.

Q. Were you born there?—A. Sure.

Q. You are 31 years of age?—A. About that, yes.

Q. Had you been living there all last summer?—A. Sure. Never left it.

Q. You voted there last November for the office of Congressman?—A. Sure.

Q. Now, do you remember what time of the day it was when you voted?—A. About half past 5, I guess.

Q. You voted for the office of Congressman?—A. Sure.

Q. Did you help anybody to mark a ballot?—A. No, sir.

Q. You had trouble enough in marking your own, did you?—A. Sure.

Q. There didn't anybody go in with you?—A. No.

Q. Let me see your tax receipt. Is this your tax receipt?—A. Sure.

Q. Did you pay it yourself?—A. Yes.

Q. Where was Mr. Passmore when you paid him this tax?—A. At the house.

Q. About when was it—do you remember when he came to the house?—A. No; I don't remember now.

Q. Some time last summer—did you see him when he came there?—A. Yes, sir; I just got home from work.

Q. Do you think it was about the 4th of July?—A. I don't know what time it was.

Q. You don't know whether it was in the summer or in the fall?—A. It was in the summer, I think.

(The witness produces a tax receipt dated July 12, 1902, including a county tax for the year 1901 in the Fourth Ward, signed Wm. Passmore, collector.)

Q. What is your occupation?—A. I am a laborer, I suppose—company man, in the mines.

GEORGE D. GRADY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are up there in the Third district, Fourth Ward, aren't you?—A. Oh, yes; I have been a councilman.

Q. What is your street and number?—A. No. 11 Hemlock avenue. Do you hear that?

Q. You voted up there last November for the office of Congressman?—A. Yes.

Q. How many times?—A. Oh, I don't know; I didn't need to vote more than once, I guess.

Q. What time of the day did you vote that once?—A. Oh, last November.

Q. Yes?—A. Well, now, let me see about that—I know I wasn't drunk anyway that day—it was in the afternoon anyway.

Q. You didn't vote at all in the forenoon?—A. Oh, no—hell! them days are gone—you can not fool me.

Q. Where were you born?—A. I was born in Ireland, so they told me.

Q. How old were you when you came over here?—A. I can not tell you.

Q. About how old?—A. Damned if I can tell you—my father and mother came to Hyde Park.

Q. How old are you now?—A. About 55.

Q. How long had you been in this country?—A. There is a question you have got me on; I don't know the date that I landed.

Q. Have you with you a certificate of naturalization which was issued to yourself?—A. I belonged to the Army.

Q. You have no naturalization paper with you?—A. Well, I was working for Uncle Sam.

Q. While you were working for George Howell you needed a naturalization certificate?—A. No, I didn't; I voted for old Will—my old friend, Will Connell.

Q. When were you in the Army?—A. In 1862, Company K, 133: Captain Delacey, of Pinebrook, was my captain.

Q. How long did you serve in the Army?—A. Two years and seven months. Do you want to see it? (Produces paper.)

(The witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 2d of October, 1869, to George D. Grady; also a produces tax receipt dated November 30, 1901, including a county tax for the year 1900, in the Fourth Ward, signed Wm. Passmore, collector.)

PATRICK CONLIN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number, Mr. Conlin?—A. Greenfield road; No. 20 is the number of the house.

Q. That is in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you been living in that district prior to the last election?—A. Oh, I have been there about nineteen years.

Q. You were there all last summer, were you?—A. Yes, sir.

Q. Keeping house?—A. Yes, sir.

Q. Your family is there?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Do you know what time of day it was when you voted?—A. No; I do not.

Q. Where were you born?—A. I was born in Carbondale here.

Q. How old are you?—A. I am about 51.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you go with anybody into the booth to assist them?—A. No.

Q. Let me see your tax receipt. Is this your tax receipt?—A. I suppose it is; it is me that paid them—it ought to be.

Q. You paid it to Mr. Passmore yourself, did you?—A. Yes.

(The witness produces a tax receipt dated December 3, 1901, including a county tax for the year 1900 in the Fourth Ward, signed William Passmore, collector.)

JOHN TOOLAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are in the Third district of the Fourth Ward of Carbondale?—A. Yes, sir.

Q. How long had you lived there in that district before the last November election?—A. About twenty-seven years.

Q. Born there?—A. No, sir.

- Q. How old are you?—A. Thirty-seven next birthday.
- Q. Where were you born?—A. Ireland.
- Q. How old were you when you came to this country?—A. I was going on 2 years.
- Q. You were there in that district all last summer, were you?—A. Yes; all but a few weeks I was down this side of Philadelphia.
- Q. Working down there?—A. No, sir; just went down there to an aunt of my wife's.
- Q. Were you keeping house up here?—A. Yes, sir.
- Q. Your family was here all the time?—A. Yes, sir.
- Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Not to myself. I have got my father's.
- Q. I didn't ask you that. You haven't any certificate which was issued to yourself?—A. No.
- Q. Let me see your tax receipt, please.
- (Produces receipt.)
- Q. Is this your receipt?—A. Yes, sir.
- Q. You are a miner and your number is 211, or was at the time this tax was paid?—A. Yes, sir.
- Q. And you were employed at the No. 1 shaft of the D. & H. Co.?—A. Yes, sir.
- Q. And you received these receipts in your pay?—A. Yes, sir.
- Q. Some time last fall?—A. Yes, sir.
- Q. Or was it in 1901?—A. I think it was: I have one there 1901 and one 1900.
- Q. You never authorized the company to pay your taxes for you, did you?—A. No, sir; I didn't.
- Q. Naturally you would rather pay your own taxes yourself if you had an opportunity, wouldn't you?—A. Why, certainly; yes.
- (The witness produces a tax receipt dated December 16, 1901, including a county tax for the year 1900 in the ——— Ward, signed Wm. Passmore, collector; also tax receipt dated December 16, 1901, including a county tax for the year 1901 in the ——— Ward, signed Wm. Passmore, collector. Upon both of which receipts is indorsed the following memorandum. "Miner No. 211, Nos. 1 and 3.")
- Q. That is what they call those mines up there, No. 1 and 3?—A. No, 1.
- Q. How does the "3" come in?—A. They used to have No. 3 mines up there, but it ain't been working in quite a while; it burned down.
- Q. You voted up there last November for the office of Congressman, did you?—A. Yes, sir.
- Q. You are a Democrat in politics, are you, Mr. Toolan?—A. Well, I am a mixture; I am just like the rest of them.
- Q. You usually consider yourself a Democrat in national politics, don't you?—A. I don't consider myself anything.
- Q. You haven't any particular politics?—A. No, sir.
- Q. Were you a Howell or a Connell man last November? You are not obliged to answer that if you don't care to.—A. I don't care—I am in no way particular—I voted; that is all I know. I guess they knowed how I voted.
- Q. The point is, you might save a little trouble in being called back again. If you don't care to tell you don't have to; I will be fair with you.—A. I guess they knowed how I voted, or I would not be here if they didn't.
- Q. You voted for Howell?—A. You can think so—I won't tell you how I voted.

THOMAS LYNCH, called by contestant and sworn.

Direct examination by Mr. OLIVER:

- Q. You are from up in the Third district of the Fourth Ward, Mr. Lynch, are you?—A. Yes, sir.
- Q. What is your street and number?—A. The street is Phoenix avenue—I haven't got any number.
- Q. Whereabouts up there is it?—A. Just above the polling place.
- Q. You voted there last November for the office of Congressman?—A. Yes, sir.
- Q. Do you remember what time of the day it was?—A. Between the hours of 2 and 3.
- Q. Did you have any assistance in marking your ballot?—A. I am always capable of doing that, sir.
- Q. And you didn't go in with anybody else to assist them?—A. No.
- Q. Where were you born?—A. I was born in Carbondale City, November, 1849.
- Q. How long have you been living in that district of Carbondale?—A. I was there the last thirty years.

- Q. Were you there all last summer?—A. Yes, sir.
 Q. Keeping house?—A. Yes, sir; a man of seven of a family.
 Q. You paid the tax represented by this duplicate receipt to Mr. Passmore personally, did you?—A. Yes, sir.
 Q. Do you own a property up there?—A. Yes, sir.
 Q. The title to that property is in your own name, is it?—A. Yes.
 (The witness produces a duplicate tax receipt, as follows: "Gentlemen, Thomas Lynch paid his county tax for 1900 on November 11, 1901, signed Wm. Passmore, collector.")
 Q. You got this duplicate just recently?—A. Yes, sir; to produce to this commission.

PATRICK McDONOUGH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You are from the Third district, Fourth Ward, Mr. McDonough?—A. Yes, sir.
 Q. How long had you been living there before the election?—A. I lived all my life there, I guess.
 Q. You were there all last summer?—A. Yes, sir.
 Q. Are you keeping house?—A. Yes, sir.
 Q. And your home is there?—A. Yes, sir.
 Q. What is your street and number?—A. I ain't got any number. I live on the branch of Cottage street and Phoenix street—avenue.
 Q. You voted up there last November for the office of Congressman, did you?—A. I guess I did.
 Q. Do you remember what time of the day?—A. In the afternoon some time.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you go in with anyone to assist them?—A. No, sir; not that I know of.
 Q. Did you swear in your vote?—A. —.
 Q. Your vote was not challenged—you didn't make an affidavit and swear in your vote?—A. I could not really say—I know there was one election—I ain't sure which election it was—that they didn't have my name on the register and I was sworn in.
 Q. You don't remember whether that was last November or not?—A. I don't remember whether it was last November or not, but I know there was one time I was sworn.
 Q. Do you remember who your witness was that time when you were sworn in?—A. No; I don't.
 Q. Where were you born?—A. I was born in Ireland.
 Q. How old are you?—A. Going on 50.
 Q. How old were you when you came to this county?—A. Might be between 12 and 15.
 Q. You were not as old as 20 years of age, were you?—A. No; I was not more than 13 or 14 years I guess was the height of it.
 Q. Have you with you a certificate of naturalization which was issued to yourself?—A. Yes, sir.
 Q. Let me see it, please.
 Q. Is this your paper?—A. Yes, sir.
 Q. Were you present in court and sworn when you received it?—A. Yes.
 (The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Patrick F. McDonough, a native of Ireland, dated the 1st day of October, 1885.)
 Q. Now, let me see your tax receipts, please.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. What is your occupation?—A. Laborer.
 Q. When did you get this receipt?—A. I got the receipt in '92.
 Q. 1902, you mean?—A. Yes, 1902.
 Q. You got this identical paper in 1902, did you?—A. I don't know if anybody changed it any; I didn't have it with me all the time; I had it in my box, laid away.
 Q. You got this receipt yourself, did you?—A. Yes, sir.
 (The witness produces a tax receipt, dated July 26, 1902, including a county tax, for the year 1901 in the Fourth Ward, signed Wm. Passmore, collector.)

JOSEPH PETRUSCAK, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your street and number?—A. I believe it is 48 Harlem avenue, but I have moved to 60 Park avenue now.

Q. How old are you?—A. Twenty-nine.

Q. How long have you been in this country?—A. I should think it is fourteen years.

Q. What is the date of your birth?—A. It was in 1873, ain't it.

Q. Where were you born?—A. Hungary, Austria.

Q. What is the ward and district where you voted?—A. Third Ward, Fourth district.

Q. How long have you been living in that district?—A. Oh, must be about near six years now; yes, it is six years and six months.

Q. Were you there all last summer?—A. Yes, sir.

Q. You voted there last November for the office of Congressman?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Anyone in the booth with you when you voted?—A. No, sir.

Q. Did you go in with anybody else to assist in marking a ballot?—A. No, sir.

Q. Did you swear in your vote?—A. I could not tell you.

Q. You were on the register list?—A. Yes, sir.

Q. Nobody challenged your vote?—A. No, sir.

Q. Then you did not swear in your vote?—A. Well, I would not say for sure.

Q. Is this your citizen paper?—A. Yes, sir.

Q. Were you present in court and sworn when you received it?—A. Yes, sir.

Q. How old were you when you came to this country?—A. Fifteen years.

(The witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County to Joseph Petruscak, a native of Austria, dated the 27th day of March, 1897.)

Q. Now let me see your tax receipts, please.

Q. You paid this tax yourself?—A. Yes, sir.

Q. Where was Mr. Passmore when you paid him?—A. Most of the time he calls at the shop for me.

Q. Where do you work?—A. I am in business for myself; right on Main street.

Q. What business?—A. Tailoring;

(The witness produces a tax receipt, dated July 2, 1902, including a county tax for the year 1901, in the Third Ward of Carbondale, signed Wm. Passmore, collector.)

HENRY J. LOFTUS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where are you from?—A. First district of Fell Township.

Q. How long had you lived in that district before the election?—A. Six years.

Q. You were there all last summer?—A. Yes, sir.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Thirty-three last June.

Q. You voted up there last November, did you, for the office of Congressman?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You didn't go in with anybody else?—A. No, sir.

Q. You didn't swear in your vote, did you?—A. No, sir.

Q. Let me see your tax receipt.

Q. What is your occupation?—A. Miner.

Q. This is your tax receipt?—A. Yes, sir?

Q. You paid this tax yourself, did you, to Mr. White, the collector?—A. Yes, sir.

Q. Did he come to the house for it?—A. No, sir.

Q. Where was he when you paid him?—A. In his own house.

Q. Who put the numbers 368 on here, if you know?—A. I don't know.

Q. Was that your mine number?—A. That is my mine number; it is on this one, too. This one here was stopped, but that one I paid at the house, I suppose. He was going to turn it in or something, I don't know.

(The witness produces a tax receipt, dated January 9, 1902, including a county tax for the year 1901, in the First district of Fell Township, signed Joseph White, collector.)

Q. You don't own any property up there, do you?—A. No, sir.

Q. You say you were there in the district all last summer?—A. Yes, sir; never left.

HENRY COOKE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. You are in the First district of Fell Township?—A. No, sir; Fourth Ward, Third district, of Carbondale.

Q. How long had you lived in that district before the last November election?—A. About fifteen years.

Q. There all last summer, were you?—A. Yes, sir.

Q. What is your occupation?—A. Engineer.

Q. For what company?—A. Hillside.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Forty-two years.

Q. You voted up there last November for the office of Congressman?—A. No, I didn't; I didn't vote for Congressman.

Q. You are sure you didn't vote for Congressman?—A. Sure.

Q. You didn't vote the straight ticket, then?—A. No, sir.

Q. What was the matter—wasn't there anybody on the ticket that suited you for Congressman?—A. I didn't care about either one of them.

Q. Do you mean that you voted for the Socialist candidate?—A. No.

Q. You didn't go in and assist anybody else in marking a ballot, did you?—A. No, sir.

Q. There didn't anybody go in with you, either?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. You were not challenged, were you?—A. No, sir.

Q. Have you a tax receipt?—A. Yes; I have one.

Q. Pay this tax yourself, did you?—A. Yes, sir.

(The witness produces a tax receipt dated August 26, 1901, including a county tax for the year 1900, in the Fourth Ward, city of Carbondale, signed Wm. Passmore, collector.)

JAMES COLLINS, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What ward and district, Mr. Collins?—A. Fourth Ward, Third district.

Q. How long had you been living there in that district before the election?—

A. Oh, I am living there now thirty-five years.

Q. Were you there all last summer?—A. Yes, sir.

Q. Right along, all the time?—A. All the time.

Q. Where were you born?—A. Carbondale.

Q. How old are you?—A. Forty-three.

Q. You think you are old enough to vote?—A. I think so.

Q. And you did vote last November up there for the office of Congressman?—

A. Yes, sir.

Q. What time of the day?—A. Oh, about 11 o'clock, I guess.

Q. You went into the booth alone?—A. Yes, sir.

Q. Did you go in with anybody else to mark their ballot that day?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Let me see your tax receipt.—A. Yes, sir.

Q. This is your tax receipt?—A. Yes, sir.

Q. You paid this tax yourself, did you, personally?—A. Yes, sir.

(The witness produces a tax receipt dated September 21, 1901, including a county tax for the year 1900, in the Fourth Ward, signed William Passmore, collector.)

Q. You own a property up there, do you?—A. Yes, sir.

Q. Deed for it is in your own name?—A. Yes, sir.

Q. It is not in your wife's name?—A. No; it is in mine.

JAMES PACE, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where were you born, Mr. Pace?—A. Carbondale.

Q. How old are you?—A. Thirty years.

Q. You are in the Third district, Fourth Ward?—A. Yes, sir.

Q. How long had you lived there in that district before the election?—A. Always.

Q. Born there?—A. Yes, sir.

Q. You were there all last summer?—A. Yes, sir.

Q. What is your occupation?—A. Laborer.

Q. Where are you employed?—A. No. 1, Delaware and Hudson Company.

Q. You voted up there last November for the office of Congressman?—A. Yes, sir.

Q. Do you remember what time it was when you voted?—A. I don't know. I should think somewhere around 6 o'clock or little after. Could not rightly say.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

Q. Did you go in with anybody else to mark a ballot?—A. No, sir.

Q. How long were you there at the polls that day?—A. Not over ten minutes.

Q. Let me see your tax receipt.

Q. Pay this tax yourself, did you?—A. That is a duplicate.

Q. And the original tax was stopped out of your pay by the company?—A. Yes, sir.

Q. You never authorized the company to pay that tax for you, Mr. Pace—A. No, sir.

Q. The first you knew of its being paid was when this was handed to you with your pay?—A. Yes, sir.

Q. When did you get this duplicate?—A. I got it December 16.

Q. I mean the duplicate?—A. The first one I got I lost, and that I got about a week or two ago.

Q. You went to Mr. Passmore and he looked it up on his books?—A. Yes, sir.

Q. And found you paid a tax on December 16, 1901?—A. Yes, sir.

Q. That is, he got it back from the company at that time, I suppose?—A. Yes, sir.

(The witness produces a duplicate tax receipt for taxes paid December 16, 1901, including a county tax for the year 1901, in the Fourth Ward, signed Wm. Passmore, collector.)

THOMAS O'NEILL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your ward and district?—A. Third district, Fourth Ward.

Q. How long had you lived in the district before the election?—A. There all the time.

Q. All last summer?—A. Except a week early in the summer.

Q. Living with your parents?—A. No, sir; boarding with my sister.

Q. Well, I suppose that week you were just on a visit?—A. That is all.

Q. How old are you?—A. Thirty years.

Q. Born here in Carbondale?—A. Yes, sir.

Q. You voted here last November for the office of Congressman?—A. Yes, sir.

Q. What time of the day?—A. In the evening, about 5 or 6 o'clock.

Q. How long were you there at the polls that day?—A. About five minutes—while I was going in and coming out.

Q. Did anyone go in with you?—A. No, sir.

Q. Did you go in with anybody else?—A. Yes: one man.

Q. What was his name?—A. His name was Keogh.

Q. What was the matter with him?—A. He couldn't make it out, and asked me to go in with him.

Q. And did he ask the board?—A. Yes, sir.

Q. What did he say to the board?—A. He asked them if he could not take me in to see him—to show him how to mark the ballot.

Q. Did he tell the board why?—A. He could not read, I guess.

Q. He didn't tell that to the board?—A. No, sir; I didn't hear him.

Q. He didn't tell them anything, only that he wanted you to go in?—A. That is all.

Q. Let me see your tax receipt.—A. I ain't got any.

Q. Did you go to Mr. Passmore to see if he could get a duplicate for you?—A. No, sir; I didn't. I don't think I paid them; I ain't sure; but I didn't bother to go there.

Q. You would not swear that you had paid a county tax within two years prior to the November election?—A. No, sir; I could not. I don't think I paid them.

Q. Were you a pretty good strong Connell man up there last November?—A. No.

Q. You were one of Howell's friends, were you?—A. Yes, sir; I was.

Q. And you voted for him?—A. Yes, sir.

TIMOTHY GILHOOL, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your district, Mr. Gilhool?—A. Third district, Fourth Ward, Carbondale.

Q. How long had you lived in that district before the election?—A. All my life—forty-five years, I suppose.

Q. There all last summer?—A. Yes, sir.

Q. Born there?—A. Yes, sir.

Q. And you are 45 years old?—A. I think so, or 47.

Q. And you voted up there for the office of Congressman last November, as I think you had a right to do?—A. Yes, sir.

Q. You didn't have any assistance in marking your ballot?—A. Didn't need any; could do it myself.

Q. And you didn't help anybody else?—A. No, sir.

Q. Let me see your tax receipt. You are a miner, No. 9, and you are employed on the No. 1 and 3 shafts, Delaware and Hudson Company?—A. Yes, sir.

Q. And this tax was stopped by the company?—A. Yes, sir; you can tell by that receipt.

Q. The first knowledge you had of the payment of this tax was when it was turned in there?—A. Yes, sir.

Q. You didn't authorize them to pay it for you.—A. No, sir.

Q. Did you tell them to pay your taxes?—A. He never came near me.

Q. You would rather pay your own bills, wouldn't you?—A. I would just as leave.

Q. You would, if you had the chance, wouldn't you?—A. I would; yes, sir.

(The witness produces a tax receipt, dated December 1, 1901, including a county tax for the year 1900, in the ——— Ward, signed Wm. Passmore, collector, upon which the following memorandum is indorsed: "Miner No. 9, Nos. 1 and 3.")

Q. No. 1 and 3 is the Delaware and Hudson shaft, where you were employed?—A. No. 1; yes.

Q. And miner No. 9 was your number?—A. That is the number of the chamber.

Q. What is your street and number?—A. 131 Brooklyn street.

Now, 2.50 p. m., February 13, 1903, hearing is adjourned to meet in the same place to-morrow morning, February 14, at 9 o'clock.

JOHN TAYLOR, *Commissioner*.

Now, Carbondale, Pa., February 14, 1903, at 9 a. m., pursuant to last adjournment, hearing is resumed before John Taylor, commissioner.

Counsel present: For contestant, C. E. Olver, esq.; no appearance for respondent.

W. J. GORDON, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live, Mr. Gordon?—A. I live in the south district of Carbondale Township.

Q. How long have you lived there?—A. I was born there and have been there all the time, with the exception of five years when I was West.

Q. How long ago?—A. It is seven years, nearly, since I came back.

Q. Are you familiar with the politics and the political situation there in Carbondale Township?—A. Yes, sir; quite familiar.

Q. You have been engaged there in politics for years, have you not?—A. I have, sir.

Q. Taken an active interest in politics?—A. Yes, sir.

Q. And you are familiar with the political affiliations of the voters there in that township?—A. Quite familiar.

Q. I call your attention to the name of Patrick J. Walsh, a native of Ireland.—A. Yes, sir; I know the man very well.

Q. What is his politics?—A. Democratic.

Q. And from your own knowledge do you know of his participating in Democratic caucuses?—A. Yes, sir.

Q. You never knew of him participating in Republican caucuses?—A. Not to my knowledge.

Q. Did you have any conversation with or hear him say anything with reference to whom he was going to support for Congress?—A. Right here in this town, if I am not mistaken, we had a discussion about that.

Q. What did he say at that time?—A. From what he said I naturally expected that he was a Howell man.

Q. Edward McHale, who lives next to the tax collector, Casey?—A. I know the men well.

Q. What is his politics?—A. Democrat. His father is supervisor.

Q. Did you ever hear of or know of his participating in a Republican caucus?—A. Never in my life.

Q. Squire Rattigan, do you know him?—A. I do, well.

Q. What is his politics?—A. Strictly Democratic.

Q. You know him well?—A. Yes, sir.

Q. You heard him express himself on the Congressional candidates?—A. I certainly did. I would not be a bit afraid to make an affidavit that he voted for Howell.

Q. Francis Walker, he lives on Powderly road—you recall Francis Walker?—A. Yes, sir.

Q. What is his politics?—A. I should judge Democratic.

Q. Have you ever known of his participating in a Republican caucus?—A. I never have.

Q. He always trained with the Democratic crowd?—A. Yes, sir; I have seen him there.

Q. You are the chairman of the Democratic committee?—A. I am chairman of the Democratic caucus.

Q. And you know the politics of these parties?—A. Well, you would naturally expect me to, kinder.

Q. Now the name of Thomas Gavin, Upper Powderly road, what is his politics?—A. Democratic.

Q. You don't know of his participating in Republican caucuses?—A. No, sir.

Q. But you do know of his participating in Democratic caucuses, do you?—A. Yes, sir.

Q. If you recall any expression of opinion upon the part of any of these fellows as I go along, upon the Congressional candidates, I wish you would mention it.—A. He, and his whole family, made strong expressions about this man Howell; that he was strong for Howell.

Q. James McDonald, a barber?—A. He lives in the South district.

Q. What are his politics?—A. Democratic.

Q. Any expression that you recall?—A. Nothing in particular.

Q. James McDonough?—A. He is a Democrat, but I never heard him say anything.

Q. You know of his participating in Democratic caucuses, do you?—A. Oh, yes.

Q. John Flannegan, near Casey's—Goose lane?—A. He is a Democrat.

Q. Patrick Gavin?—A. Patrick Gavin, Democrat.

Q. He is one of the crowd you speak of, he is one of the crowd you spoke of a while ago, that were very positive and expressive?—A. Yes, sir.

Q. John Cosgrove, of Powderly road, near the schoolhouse?—A. Democrat.

Q. Always been a Democrat, has he?—A. Yes; he took that from Ireland with him.

Q. Harry McHale, Powderly road, near the school?—A. Democrat.

Q. Ed. Cummings, jr.?—A. He is a Democrat, and participates in Democratic caucuses.

Q. Thomas Grier, near Higgins's store, do you know him?—A. I do, sir.

Q. What are his politics?—A. Democratic.

Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir.

Q. Michael Battle, Powderly road, near the schoolhouse?—A. Same answer (Democratic).

Q. Thomas McHale, Upper Powderly road, near schoolhouse?—A. Democrat.

Q. And he participates in Democratic caucuses?—A. Yes, sir.

Q. Michael Gerrity, of the Powderly road, near the school?—A. No; there is no such a man of the township. There is a Michael Brady though.

Q. It is Michael Brady?—A. Strictly Democratic.

Q. James McHale, along the gravity, next to the tax collector's residence, do you know him?—A. He is a Democrat.

Q. Do you know of his participating in Democratic caucuses, right along?—A. Oh, yes; he is acting as supervisor on the Democratic ticket; he was on election day.

Q. Peter Kane (or Cain), do you know him?—A. Yes, sir.

Q. On national issues he is a Democrat, isn't he?—A. Yes, sir; he is surely, and locally too.

Q. Now Patrick Walsh, also Powderly road, do you know him?—A. I do, sir.

- Q. What are his politics?—A. Democratic.
- Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir.
- Q. Charles Arthur.—A. Charles Arthur was a straight Republican ever since I knew him.
- Q. Did you hear any expressions in regard to the last Congressional election?—A. From what I know of him, I consider he was a Howell man at that election.
- Q. Andrew Farley.—A. Strictly Democratic.
- Q. Always participated in Democratic caucuses.—A. Yes.
- Q. Thomas Marshall, near White's Crossing, what are his politics?—A. There is something I would hardly undertake to say—what he is—it would just depend entirely. I know him quite well, and he is supposed to be a Democrat; what he might be is very uncertain.
- Q. In national issues he is naturally Democratic?—A. Yes; but he doesn't participate in any caucuses or conventions.
- Q. He is a very quiet fellow, is he?—A. Yes, sir.
- Q. But you know that his affiliations, nationally, are Democratic?—A. Yes, sir; I know he voted for me on several occasions when I was a Democratic candidate.
- Q. Henry Schwedler, a native of Germany, 50 years of age, in the northeast district, Carbondale Township. From what you know of him what would you say he was—Democratic in politics?—A. I presume he was, but I am not so certain about him; I am not personally acquainted with him.
- Q. You don't recall whether you ever heard?—A. Yes; and I always considered him a Democrat.
- Q. Pat McCabe, near White's Crossing?—A. Yes, sir; Democrat.
- Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir. He has been on the Democratic ticket himself several times, but I would not say that I have seen him personally appear in Democratic caucuses.
- Q. Now, do you know Harry McKay?—A. Yes, sir.
- Q. What are his politics?—A. He is considered a Democrat—does not participate much though in anything only at election time.
- Q. But on national issues you know his convictions are Democratic, do you?—A. Yes, sir; I presume they are.
- Q. Frank Brennan, a young fellow just over 22 years of age, of Carbondale Township.—A. I don't recall Frank Brennan.
- Q. James Cuff, sr., do you know him?—A. I do, well.
- Q. What are his politics?—A. Strictly Democratic.
- Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir.
- Q. Andrew Ferko, Mayfield yard, what are his politics?—A. Democratic.
- Q. Frank Shanley, corner Walker street and Turnpike, Mayfield?—A. Democrat.
- Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir.
- Q. Always considered a Democrat?—A. Yes, sir.
- Q. J. J. Walker, Mayfield yard?—A. Democrat.
- Q. Do you know of his participating in Democratic caucuses?—A. Yes, sir; the elections. I suppose that would be just as good, wouldn't it.
- Q. Owen Larkin, Brookside Summit?—A. Yes, sir.
- Q. Politics?—A. Democratic.
- Q. These names which I have given you, and to which you have made answers, you say that they are in national issues of Democratic convictions, and are known locally there as Democrats?—A. Yes, sir.
- Q. And to the best of your opinion and belief, judging from acquaintanceship with them and with their associates in politics, you believe that they are Democrats, do you?—A. I certainly do.
- Q. And to the best of your knowledge and belief they were supporters of Mr. Howell at the last November election?—A. Yes, sir.
- Q. Do you know John Farrell, of the Fourth Ward, First district of Carbondale?—A. Yes, sir.
- Q. What is John's politics?—A. Generally Democratic.
- Q. You know that in national issues he is a Democrat?—A. Yes, sir; Democrat.
- Q. And to the best of your knowledge and belief he was a supporter of Howell at the last election?—A. Yes, sir.

PATRICK SMITH, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live?—A. Second district, Sixth Ward, on Dundaff street.
- Q. That is in the city of Carbondale?—A. Yes, sir.

- Q. How old are you?—A. Thirty-four years.
- Q. How long have you lived in that district?—A. About six years.
- Q. And during that time you have been active in politics, have you?—A. Yes, sir.
- Q. And you are acquainted with the political affiliations of the voters in that district, are you?—A. Yes, sir; to a certain extent.
- Q. That is, you know generally what the politics of individual voters there is?—A. Yes, sir.
- Q. I call your attention to John F. Boland, can you tell us what his politics is?—A. Democratic.
- Q. Then there is John S. Boland?—A. Yes; Democrat.
- Q. And Patrick Boland?—A. Yes; Democrat.
- Q. And Michael Boland?—A. Yes, sir; Democrat.
- Q. And then there is a John Boland again here?—A. Yes, sir; all the Bolands are Democrats.
- Q. Then there is James Barber, what is his politics?—A. Democrat.
- Q. Michael D. Connor, what is his politics?—A. Democrat.
- Q. Thomas Coleman, what is his politics, Democrat?—A. Well, I believe he is a Democrat.
- Q. You are not so well acquainted with him?—A. I am well acquainted with him; but he is a man I would not be quite sure about.
- Q. You did not hear Mr. Coleman make any expressions?—A. Yes, sir; he was on the board there last fall with the Democratic party, he was a Democratic inspector on the board.
- Q. Thomas Coleman, jr.?—A. He is a Democrat.
- Q. Robert Doyle, what do you know about his stand last November on the office of Congressman?—A. I think he was a Republican; I am pretty sure he was.
- Q. Michael Fox?—A. He was a Democrat.
- Q. Peter Fox?—A. Democrat.
- Q. Richard Fox?—A. Democrat.
- Q. Martin Hart?—A. Democrat.
- Q. Phillip Hogan?—A. Democrat.
- Q. Thomas Kilpatrick?—A. Democrat.
- Q. Miles Monahan?—A. Democrat.
- Q. Larry Melvin?—A. Republican.
- Q. Do you know how he stood last November for Congress?—A. I think he was for Connell.
- Q. And John Monahan?—A. I think he was the same.
- Q. They are generally Democratic in national politics?—A. Generally; yes, sir.
- Q. I am asking you now generally, on their national politics?—A. They are naturally Democratic in national politics.
- Q. And Michael McDonough?—A. He is a Democrat, too.
- Q. Thomas O'Byrne?—A. I don't know him so well.
- Q. From what you know of Thomas O'Byrne up there and the other O'Byrnes up there you would judge them to be Democratic?—A. I should; yes, sir.
- Q. And William Parker?—A. Republican.
- Q. Do you know anything about his standing last November on the office of Congressman?—A. I heard him say he was for Mr. Connell.
- Q. Patrick Kileen?—A. Democrat.
- Q. Jacob Russler?—A. He is a Republican.
- Q. What about him last November?—A. I heard him speak for Mr. Connell.
- Q. Harry B. Suiter—how about him?—A. He wasn't subpoenaed.
- Q. John Scott?—A. He is a Democrat.
- Q. And John Swartz?—A. Democrat, too.
- Q. Patrick Sullivan?—A. Democrat, too.
- Q. Now, these gentlemen whose names we have just gone over and whom you have stated you were acquainted with generally in national politics, they are known to be Democrats, are they?—A. Well, those I gave as Democrats, and the others as Republicans.
- Q. And from your acquaintance with them—that is, those that you have named as Democrats—you believe that they supported George Howells for Congress last November?—A. Yes, sir; I do.
- Q. You stated already that you were acquainted with the politics of that district?—A. Yes, sir.
- Q. Been identified there as a voter and as a worker for years?—A. Yes, sir.

JOHN McANDREW, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live, Mr. McAndrew?—A. Dundaff street.
 Q. And that is in the Second district, Fifth Ward?—A. Yes, sir.
 Q. Carbondale city?—A. Yes, sir.
 Q. About how long have you lived there?—A. About fifteen years.
 Q. Have you been active in politics there in that district?—A. Yes, sir.
 Q. And you are acquainted with the political affiliations of the voters there in that district, are you?—A. Well, pretty nearly.
 Q. That is, you know, generally, those who are known to be Democrats and those who are known to be Republicans on national issues?—A. Yes, sir.
 Q. Martin Gerrity, of 163 Dundaff street, what is his politics?—A. Democratic.
 Q. John Hart, 186 Dundaff street?—A. Democrat.
 Q. Michael Coughlin?—A. Democrat.
 Q. Patrick Gillen?—A. Democrat.
 Q. James Koughlin?—A. Democrat.
 Q. Louis Munson, corner of Brook and Laurel streets?—A. I don't think he lives there.
 Q. That is true, that is in the First district of the Fifth Ward. I withdraw that question. Tim Lynody, what is his politics?—A. Democrat.
 Q. And Thomas Kilgallen?—A. Democrat.
 Q. James Connor?—A. Democrat.
 Q. J. J. Hill, jr.?—A. Democrat.
 Q. John Gillis?—A. I could not tell how he is.
 Q. You could not be sure about John?—A. No, sir.
 Q. You don't just exactly recall him?—A. I recall him, but I ain't very well acquainted with him.
 Q. You do not recall whether or not he participated in Democratic or Republican caucuses?—A. I could not say. I know he was not at the Republican caucus. Only been there a short while.
 Q. And having been there only a short while you have not come in contact with him very much?—A. No, sir.
 Q. William Connor, how about him?—A. Democrat.
 Q. Michael Hogan?—A. Democrat.
 Q. Here is Scott Whipple?—A. Democrat.
 Q. James Lynady?—A. Democrat.
 Q. James Lynady, jr.?—A. He is Democratic.
 Q. Patrick McGinley?—A. Democratic.
 Q. Samuel Nelson?—A. Democratic.
 Q. Mike Moran?—A. Democrat.
 Q. James Giblin?—A. Democrat.
 Q. William Snyder?—A. Democrat.
 Q. John M. Morrison?—A. Democrat.
 Q. Now, these gentlemen about whom you have been interrogated are known to you, generally, in politics?—A. Yes, sir.
 Q. And you know that they are all of Democratic convictions?—A. Yes, sir.
 Q. And to the best of your knowledge and belief, you believe they were voters for George Howell last November?—A. Yes, sir.
 Q. You know, in a general way, of their participating in Democratic caucuses?—A. Yes, sir.
 Q. You never knew of their participating in Republican caucuses?—A. No, sir.

JOHN BANKO, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. You live up in the Second district of Fell Township, do you?—A. Yes, sir.
 Q. How long have you lived up there?—A. The last eighteen or nineteen years.
 Q. Been active in politics there, have you, right along?—A. Yes, sir.
 Q. And you know the political affiliations of the voters up there in that district?—A. Yes, sir.
 Q. I call your attention to the name of William Ward?—A. He is a Democrat.
 Q. Michael Mahosky, what is his politics?—A. Democratic.
 Q. John Dolan?—A. Democratic.
 Q. I call your attention to Mr. Dolan from the fact that he testified he went in and marked 24 ballots for the Socialist candidate for Congress. Have you any knowledge on that subject?—A. Well, I guess he didn't.
 Q. You guess he didn't?—A. No, sir.

Q. What do you know about that—what did you learn or what do you know?—
A. I know him because he has always been a Democrat, and they always speak of him as a Democrat; because he tried to put me under oath the same day—election day.

Q. What was the talk that day?—A. He was talking Democracy that same day.

Q. Talking for Howell, was he?—A. Yes, sir.

Q. Can you remember any of his remarks?—A. Well, he called me beside himself, and asked me to do the same as he was doing and pull the Democratic side; and I says "It is all right," says I, "as long as you want me to, I will."

Q. You were working that day with him, were you?—A. I wasn't working with him, but I voted the Democratic man myself. He coaxed me to do it, and I did.

Q. At the time Mr. Dolan was talking to you he knew you were a supporter of the Democratic ticket?—A. Yes, sir.

Q. And he talked very freely with you, did he?—A. Yes, sir; he talk very freely with me. He said he tried to help the Democrats out all we could.

Q. Could you give us the names of some of the people that John Dolan went in with that day—some of the twenty-four—and marked their ballots?—A. I don't think he went in with anyone. I think he went in himself, and that is about all.

Q. You are positive that John Dolan was a Democrat?—A. Yes, sir.

Q. And that he voted for Howell that day?—A. Yes, sir.

Q. Now, here is Mike Maholchick?—A. Yes, sir; he is a Democrat.

Q. Thomas Kenney?—A. He is a Democrat.

Q. John Sweeney?—A. Democrat.

Q. James Heenan?—A. Democrat.

Q. Hugh Boyle?—A. Democrat.

Q. Patrick Holmes, jr.?—A. Well, he is a solid Democrat, too.

Q. Albino Ross?—A. Democrat—Albert, isn't it? Abby Ross, he is a Democrat, on Turkey Hill.

Q. Thomas Kennedy?—A. Democrat.

Q. Martin Stangus?—A. He is a Democrat.

Q. Now, Wassil Klapousky?—A. Klotosky, he is a Democrat; I know that.

Q. Andrew Moran?—A. Democratic.

Q. John Malloy?—A. Democratic.

Q. Anthony Galovitz?—A. Democratic.

Q. John Kennedy?—A. Democratic.

Q. James Wagner?—A. Democratic.

Q. William Moran?—A. He is a Democrat—that is Andrew's son.

Q. And Wassil Snisky, a native of Austria, on Turkey Hill?—A. That is a Democrat, too.

Q. Now, I call your attention to the name of a few voters in the Fourth district of Fell. You are acquainted with them up there, too, are you?—A. Yes; that is with the foreign class of people and some of the English people there, too.

Q. Your work in politics has called you into this district, too?—A. Yes, sir.

Q. And you know the political situation over there?—A. Yes.

Q. And also in national affairs you know how they line up?—A. Yes; I know pretty near all of them, too.

Q. Roger Gill, what about him?—A. That is a Democrat.

Q. John Sisko?—A. That is Democratic. John Sushko, you mean.

Q. John Sushko?—A. He is Democratic.

Q. Herman J. Race?—A. Well, I don't know about that man; that is a strange man to me.

Q. Daniel Padden, what is his politics?—A. Democratic.

Q. Michael Rush?—A. Democratic.

Q. C. F. Sterling?—A. Democratic.

Q. John Moity?—A. That is not the Fourth district—that is the Second district. He is a Democrat.

Q. That is in the Second district of Fell Township?—A. Yes, sir; he is a Democrat.

Q. These names I have just asked you about, you are familiar with them, and know the men?—A. Yes, sir.

Q. And to the best of your information and belief, and from what you know of their conversation and the way they acted on election day, etc., you are positive that they voted the Democratic ticket, are you?—A. Yes, sir.

Q. And for George Howell for Congress?—A. Yes, sir.

Q. Those fellows that you have named participate in the Democratic caucuses?—
A. Yes, sir.

Q. And as far as you know they have not participated in the Republican caucuses?—A. Well, with the exception sometimes they do; but the Democrats have

the caucus first before the Republicans; but still the Democrats shove themselves into it: they make a kind of bluff, but they are all Democrats, just the same.

Q. And you know them to be such?—A. Yes, sir.

JOHN KILLEEN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. What is your age, Mr. Killeen; about how old are you?—A. Well, about 61 or 62.

Q. How long have you been living up there in the Third district, Fourth Ward of the city of Carbondale?—A. All my life. I have lived in that district all my life, you may say.

Q. You have been active up there in politics, have you, Mr. Killeen?—A. Yes; I spent some money on it at one time.

Q. You have been a candidate for office?—A. Yes; and held a good many of them, too.

Q. And you know the political affiliations of the voters up there?—A. Pretty good.

Q. Now, from your general knowledge and what you have learned in all the years you have lived there, and from your experience, I will ask you what the politics of these witnesses are: James Toolan?—A. Well, sir, on the last election he was a Howell Democrat. That is the judge of our board back there.

Q. You know that from expressions of opinion made by him and from what you understood of his actions?—A. Yes; I was on the board with him; I was one of the inspectors.

Q. You know that he was a Howell man?—A. Yes; that is how he felt there that day.

Q. And R. Kilcullen; how about him?—A. He is a Democrat, too.

Q. James Pace?—A. His politics will be the same.

Q. He is a Democrat?—A. Yes, sir.

Q. Thomas O'Neill?—A. That would be the same—Democrat.

Q. Tim Gilhool?—A. Would be the same—Democrat.

Q. James Pigeon?—A. Democrat.

Q. Michael McCann?—A. Michael McCann is a Democrat.

Q. John Dugan?—A. John Dugan was a Howell man on that day—Democratic.

Q. Patrick Clifford?—A. He was a Howell man.

Q. John Toolan?—A. John Toolan was the same thing—Howell man—although he represented the Republican convention here.

Q. But you know that on that day he was a Howell man?—A. On that day he was one of that class.

Q. Patrick McKune?—A. Well, he didn't make out his ballot, but the heeler that made it out was Democratic, and I think that is the way he voted.

Q. He went into the booth with a Howell man, did he?—A. Yes; he is not able to make out his own ballot.

Q. Morris Flannery?—A. Morris Flannery, he used to be a Democrat.

Q. Patrick Murphy?—A. Patrick Murphy was a Democrat; he was assisted by his son, Mike Murphy.

Q. He (his son) was a Democrat too, was he?—A. Yes; they were that day.

Q. Mark Hart—what are his politics?—A. Well, to the best of my opinion, his politics was Democratic that day, but he votes back and forth.

Q. He is a sort of an independent fellow?—A. I am pretty sure his politics was Howell that day.

Q. Now, these names that you have given, as unqualifiedly Democratic—I don't refer to the ones you excepted—but the ones you stated were Democratic, are voters who affiliate with the Democratic party right along?—A. Yes; well, not right along, because they are voters some of them is not that way, but the majority would be if they got a dollar or \$5 from the other, they would have voted the other way—that is about the kind of Democrats they are, and about the kind of Republicans they are, but on that day they were Howell men.

Q. You are able to testify to that, from what you have observed there at that election, and hearing them express their opinions in that neighborhood?—A. Yes, sir; I bumped up against them, pretty nearly all over.

Q. And you are reasonably certain that that was their politics that day?—A. Yes, sir.

JOHN H. WEDEMAN, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. What is your age, Mr. Wedeman?—A. Forty-eight.
 Q. Where were you born?—A. Fell Township.
 Q. How long had you lived up there in the First district of Fell Township?—A. Well, I have lived there all my life, except six years; I was away for six years.
 Q. Have you been active in politics up there, Mr. Wedeman?—A. Well, not very much.
 Q. Still you have taken an interest in politics up there?—A. Oh, yes; to a certain extent I have; I have held quite a few offices.
 Q. What offices have you held?—A. I have been school director, assessor, poor master, and town clerk.
 Q. You are pretty well acquainted with the politics of the voters up there in that district?—A. Well, some—more on one side than I was on the other.
 Q. But still, in a general way, you know pretty well what the party affiliations of the voters there are?—A. Yes; what they used to be, anyway.
 Q. Well, you know pretty well what they were last November, don't you?—A. Pretty well; yes.
 Q. I call your attention to the name of Martin Brennan. What was his politics—more especially now with reference to national affairs and Congress?—A. I should say he was a Democrat.
 Q. And James Brennan?—A. I don't really know that name—I think it was his son.
 Q. If it were his son, what would be his politics?—A. He would be pretty apt to follow the old man.
 Q. Martin Brennan, jr.?—A. Another son of the old man.
 Q. What would be his politics?—A. He is a Democrat.
 Q. And Bernard Flanagan?—A. I know him—he is Democratic, I should say.
 Q. Edward Gorman?—A. He is a son of Michael Gorman. He is a Democrat, I should say.
 Q. And then there was a Michael. Is that Michael, sr., the father?—A. Yes, the old man and his son. They are both Democrats—at least, I should say they were.
 Q. John Howard? How about John?—A. Well, I should say he was Democratic.
 Q. And then there is Michael Hower. How about him?—A. I could not say that I really know the man—I know there is a Johnny Hower.
 Q. Peter Healey?—A. I don't know him. I know Peter Haley.
 Q. Yes; Peter Healy and Edward Healy?—A. Yes, sir; I know them all well. They are both Democratic.
 Q. William Higgins?—A. I should say he was a Democrat.
 Q. Joseph Johns?—A. I don't know him.
 Q. John Kellio?—A. I don't know him.
 Q. Hebry Loftus?—A. Oh, well, sir, he is dead; I could not say how long. He was poor master there.
 Q. This is the son.—A. Well, the old man was a Democrat, I know that.
 Q. His father held office under the Democratic party?—A. Oh, yes.
 Q. And you believe his son to be a Democrat?—A. I should say so.
 Q. Christopher Murray?—A. I don't know him.
 Q. Dominick McKune?—A. I should say he was a Democrat.
 Q. John McMahon?—A. I don't know him.
 Q. Do you know John Peterson?—A. Yes, sir.
 Q. What is John's politics? What was it last fall, so far as you know?—A. I could not say as to that.
 Q. Thomas Russell?—A. He is a Republican, Tom is, I think.
 Q. Do you know how he was last fall?—A. I don't—I think that the Russells are all Republicans but one, and that is Jim.
 Q. Now these names to which you have answered that they were Democratic, they are voters that are generally known there in the neighborhood to be of Democratic convictions in politics?—A. Yes, sir.
 Q. And to the best of your knowledge and belief, from your acquaintance with them there in the district, you believe they were supporters of George Howell there last November?—A. Yes, sir; I believe they were.

HENRY H. PIERCE, called by contestant and sworn.

Direct examination by Mr. OLVER:

- Q. Where do you live, Mr. Pierce?—A. First district, First Ward of Carbondale city.

Q. How old are you?—A. I will be 34 years old next birthday.
 Q. How long have you lived in the city of Carbondale?—A. Eighteen years.
 Q. And how much of that time in that district?—A. Eighteen years in that district.

Q. All the time there?—A. Yes, sir.
 Q. And you have been active in politics there, have you?—A. Well, I most always participate in most all of the elections.

Q. And you know pretty thoroughly the politics of the voters in that district?—A. Can I explain in regard to that?

Q. Yes.—A. Of course, living in the district, I specially know those who participate in the Republican primaries and those that participate in the Democratic primaries, and from the speech of the people—hearing the speech of the people—that is, hearing them conversing in regard to elections, I am pretty well acquainted with them.

Q. You are also a tax collector there in that district?—A. Yes, sir.

Q. And have been for how many years?—A. Five years.

Q. I hand you a list of names, and I ask you to look those names over and call them off as to their politics. Mr. Pierce?—A. Several that I have here in my hands at the present time doesn't live in the First Ward, First district, but they live in the First Ward, Third district, and in the Third Ward and Third district and in the Third Ward and Fourth district, and in the Fifth Ward and First district, and Sixth Ward and First district. I have made a general, that is—well, as you might say, I have made special inquiry in regard to the politics of these several people in the several districts and what the politics at the last election were.

Q. And you consider that you are qualified to state what they were?—A. Yes, sir; in regard to the inquiries I have made, and the affiliations, I think I am qualified to testify in regard to the same.

Q. Now, will you go over that list, Mr. Pierce, and tell us what the politics of those voters is?—A. The name of Thomas Gillis, First Ward, Third district, from inquiries I made I have reason to believe he was a Democrat, and therefore that he voted for Howell at the last election.

Q. Mike Haggerty, Third Ward, Third district?—A. Democratic. This man, I understand, moved up from the city of Scranton and located down here, and as I understand it, that a Democratic worker by the name of Coggins went after him and took him to the polls; consequently from the circumstances I believe that he was of course Democratic. I have one here, an Italian, he is a Democrat—Sol. Molinaro—he is a Democrat, and was at the last election; A. F. Harwood, Third Ward, Fourth district, Democratic; Fred J. Watts, of the Third Ward, Fourth district, Democratic; J. G. Niver, Third Ward, Fourth district, democratic—a good stiff one, too—that one is; S. W. Beach, Fifth Ward, First district, Democratic at the last election—he is an engineer on the Ontario and Western; Horace Purdy, to the best of my knowledge and belief from the information I have got, he was a Democrat at the last election; John Wark, Sixth Ward, First district, to the best of my knowledge and belief from the information I have been able to ascertain, voted for Howell at the last election; John O'Hara, Sixth Ward, First district, Democrat; Thomas Duffy, First Ward, Third district, Carbondale, Democrat.

JOHN J. BOWEN, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. How old are you, Mr. Bowen?—A. I am 64 or 65 next birthday.

Q. How long have you been living here in Carbondale?—A. I have always lived here, except four years in the war time. I have lived in Carbondale fifty-eight years.

Q. Your home is now in the First district of the Third Ward, city of Carbondale?—A. Yes, sir.

Q. How long have you lived there?—A. I have lived there since I came back from the war, which was in the fall of 1864, and I have been there ever since, and in the same district.

Q. You are familiar with the political affiliations of the residents down there, are you?—A. Well, now, I will tell you about that—I ought to be, but really I am not so much.

Q. I call your attention to the names of the following, and will ask you if you are able to say, if you will please state what, to the best of your knowledge, information, and belief, the politics of those voters are—namely, George Becker, what would you say as to his politics?—A. That is a man I don't know much about, but I think to the best of my opinion he is a Democrat.

Q. James Gordon? Remember I am only asking you to give the best of your judgment and opinion.—A. Well, I think his politics is Democratic.

Q. Joseph Hansen?—A. I should call him a Democrat.

Q. Joseph Manion?—A. I don't know him; I may know him by sight.

Q. He lives at 109 Washington street.—A. No; I don't know him; I don't remember him.

Q. Emil Neison, Church street?—A. Yes.

Q. What is his politics, to the best of your opinion?—A. Well, I think he is a Democrat.

Q. John Gallagher?—A. That is another man I don't know.

Q. You can not recall John Gallagher?—A. No; I can not recall him. I may know him, but I can not recall him.

Q. Morbid Coggins?—A. I don't know him.

Q. What was his father's politics?—A. Oh, I think his father would be a Democrat.

Q. You don't recall whether or not you have observed the son participating in politics on the Democratic ticket?—A. I could not say.

Q. Andrew Walsh—boards at Coggins' son River street—do you know Andrew?—A. Yes.

Q. What is his politics—what would be your best opinion of that?—A. Well, I think very likely he voted the Democratic ticket.

Q. You think he is a Democrat in politics?—A. I think so; I would not say positively about that.

Q. That would be your best judgment, would it?—A. Well, I think so.

Q. Owen Coleman?—A. Well, he is a young man always looked upon as a Democrat.

Q. Andrew Healey?—A. Always looked upon as a Democrat.

Q. John Healey?—A. The same.

Q. Always considered a Democrat?—A. Yes, sir.

Q. James H. Cregan, Woodlawn avenue?—A. Well, he used to be in Woodlawn avenue, but he lives now on Wyoming. Well, I don't know much about him. He is a new man there. I guess it is the first time he voted in that district. He lived over there in the Third district before that.

Q. William Gordon?—A. I think William is a Democrat.

Q. Now, these names that you have classed as Democratic in politics, that is from general knowledge in the community?—A. Yes; that is all.

Q. And from your acquaintance with the political situation there in the district; that is the idea, is it?—A. Yes, sir; they are looked upon as Democrats.

Q. You have been for years somewhat interested in politics?—A. I used to be; yes, sir.

Q. What official positions have you held?—A. In the county?

Q. Yes.—A. I was elected one time in the ward for city commissioner—select councilman for four years, and that was when we had court here—by a couple of hundred majority—Democratic at that time. Then I have no other elective offices; only appointive offices. I was in the post-office four years, and mercantile appraiser for the county several years ago.

Q. I suppose you have always kept up your interest in politics?—A. Oh, yes; I never missed a vote yet.

Q. You vote down there every year?—A. Yes, sir.

Q. And you know how the people were talking and how they were feeling on the political questions of the day pretty generally?—A. Yes; I am pretty well informed in regard to it.

HENRY H. PIERCE, recalled by contestant.

Redirect examination by Mr. OLVER:

Q. Mr. Pierce, I call your attention to the name of John Gallagher, of the First district, Third Ward, city of Carbondale; are you able to state what his party affiliations were and political convictions last November?—A. To the best of my knowledge and belief he was a Democrat.

Q. You know the man, do you?—A. Yes, sir.

Q. Joseph Manion, how about him?—A. Democrat. Joe Manion is the truant officer at the present time of the school board here.

Q. Joseph Manion is always considered a Democrat, is he?—A. Yes, sir.

Q. John Cook, how about him?—A. John Cook is a Democrat.

Q. You know John Cook?—A. Yes, sir.

Q. What do you know about him?—A. I know that he is a railroader, and I know that he was at the polls that day at the election and was—well, I can not

say positively that he was a board worker or working all day for Howell, but I know that he was in favor of Howell that day. and that he assisted others in marking tickets that day.

Q. Now, Peter Lippert, how about him?—A. Well, at the last election, I can almost positively state that Peter Lippert was a Howell man.

Q. What do you know about him?—A. He is a blacksmith and I have several horses and I get them shod there, and I heard him talking election times, and, of course, he was in favor of the Democratic candidate for Congress.

Q. James Grady?—A. James Grady, Democratic. I know him, and that is all I can state about him.

Q. Norbitt Coggins?—A. Democrat.

Q. Andrew Walsh?—A. Andrew Walsh has always been considered really a Republican. His politics in national politics, I believe, are always Republican. He worked for me possibly for a year and a half, but the day I served the subpoena upon him to appear here at the contest he told me that he supposed the reason he was subpoenaed was because he voted for George Howell, and if he hadn't voted for George Howell at that time they would not have bothered him.

W. J. GORDON, recalled by contestant.

Redirect examination by Mr. OLVER:

Q. I call your attention to the name of J. E. Lowry in the Northwest district of Carbondale Township; are you acquainted with him?—A. Not personally.

Q. Do you know him, by knowing of him there in the district, what his politics are?—A. I consider him a Republican, until the last election.

Q. How was he then?—A. With the exception of Congressman Howell, I consider him a Republican.

Q. And you are pretty positive that he was a Howell man last November?—A. I feel satisfied that he was.

Q. Now, I call your attention to Jake Fenton; he was on the board down there in the Northeast district of Carbondale Township; what was his politics last November?—A. Democratic.

Q. Patrick Flannegan, in the same district; what was his politics?—A. Democratic.

J. D. KENNEDY, called by contestant and sworn.

Direct examination by Mr. OLVER:

Q. Where do you live, Mr. Kennedy?—A. Vandling, Pa.

Q. How long have you lived up there?—A. I came there in October, 1893, is the best of my recollection.

Q. You have been living there right along since?—A. Yes, sir.

Q. What is your business?—A. Merchant.

Q. You are pretty well acquainted with the people living there?—A. Yes, sir.

Q. And you have taken some interest in politics since you have been up there?—A. Yes, sir.

Q. You know the politics, generally, of the people living in that neighborhood?—A. I think I do.

Q. Now, from your general knowledge of them, and from what you have heard and observed, I ask you what, to the best of your belief, is the politics of the following: Alexander Burke?—A. I think he is a Democrat.

Q. E. T. Bates?—A. Democrat, I think.

Q. William Madigan?—A. Democrat.

Q. John McNulty?—A. Democrat.

Q. Dennis Murphy?—A. Democrat.

Q. George Michael?—A. Democrat.

Q. Michael Kelly?—A. Democrat.

Q. Pat Gillespie?—A. Democrat.

Q. John White?—A. Democrat.

Q. James Sullivan?—A. Democrat.

Q. John Scott?—A. Democrat.

Q. John Sullivan?—A. Democrat.

Q. A. I. Simpson?—A. Democrat.

Q. Michael Kelly?—A. Democrat.

Q. Dennis Murphy?—A. Democrat.

Q. John John, or Dunn?—A. Democrat.

Q. James Coggins?—A. Democrat.

Q. Edward Stratford?—A. I think he is a Republican.

Q. You think, Mr. Kennedy, that Edward Stratford, the young man up there whose father was a native of Wales, you think he is a Republican, do you?—A. Yes, sir.

Q. And Benjamin A. Bonn, you think he is a Republican, do you?—A. Yes, sir.

Q. Now, with reference to these party politics—that is your opinion from a knowledge of the political conditions there since 1893, as you have observed them?—A. Yes, sir.

Q. These parties who you have named as Democrats aret hose who are recognized there in the community as belonging to that political body?—A. Yes, sir.

Q. That is, they are parties who participate in Democratic caucuses?—A. Yes, sir.

Q. And are recognized as Democrats?—A. Yes, sir.

Testimony closed.

JOHN TAYLOR, *Commissioner*.

Testimony of witnesses heard before C. A. Battenberg, commissioner in the above-entitled case, the first hearing for the examination of said witnesses being held on Thursday, January 15, 1903, in the borough of Jermyn, Lackawanna County, Pa., at Edmunds's Assembly Hall, on Main street, beginning at 9 o'clock a. m.

J. F. Gilroy, esq., appears for contestant; George Howell appears for respondent.

Mr. HOWELL. We object to these witnesses being examined, owing to the fact that we didn't have proper notice; and furthermore state that the witnesses to be examined this day we were notified they were to be examined on the 16th day of January; that is, to-morrow.

GEORGE BUCKINGHAM, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. In 1843.

Q. How old are you at the present time?—A. I should be 60 years old next September.

Q. Did you vote at the November election held November 4, 1902, for Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. About thirty years.

Q. How long have you resided in Pennsylvania?—A. Been in Pennsylvania one time and the other in the neighborhood of twenty-four years.

Q. How long have you continuously lived in Pennsylvania, before you were naturalized?—A. I was in Pennsylvania probably ten years.

Q. How long have you resided in the First Ward of Mayfield?—A. Been there about fifteen or eighteen years.

Q. Have you naturalization papers with you?—A. I have.

Q. Let me see them.

(Witness produces naturalization certificate.)

Q. Have you a State and county tax receipt?—A. I have.

(Witness produces tax receipt dated February 4, 1901, and county tax, signed by P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. I should say I did.

Q. Did you?—A. Yes; I paid them myself.

Q. Who did you pay them to?—A. To P. H. Quinn.

Q. When did you pay it?—A. The date of the receipt.

Q. Did you have any assistance in marking your ballot?—A. No, sir; I always do my own business.

Q. You voted, then, without any assistance—marked your own ballot?—A. I voted and satisfied my own business.

Q. Marked it yourself?—A. Yes, sir.

Q. Have you any objection to saying who you voted for for Congress?—A. I voted for Mr. Howell.

FRED STEPHENS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What district or ward?—A. The First Ward.

- Q. Where were you born?—A. In England.
 Q. What is your age?—A. Twenty-eight.
 Q. What is the date of your birth?—A. 1874.
 Q. What day and month?—A. July 21.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.
 Q. How long have you been a resident of the United States?—A. Sixteen years.
 Q. How long have you lived in Pennsylvania?—A. Sixteen years.
 Q. How long did you live in the election district there?—A. Lacked three weeks of being sixteen years.
 Q. In the First Ward of Mayfield?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. Let me see it.—A. It is home.
 Q. Were you not subpoenaed to bring it here?—A. I didn't notice it said bring taxes.
 Q. You haven't got them with you?—A. No, sir.
 Q. Bring them to-morrow, will you?—A. I can get them in a few minutes.
 Q. You remember the last election held November 4, 1902?—A. Yes; I worked that night; that is the reason I didn't vote
 Q. You were home that day?—A. No, sir.
 Q. What time did you go to work in the morning?—A. Seven o'clock.
 Q. You were not at the polls that day at all?—A. No, sir.
 Q. Had not been when you went to work?—A. No, sir.
 Q. You were not around at all?—A. No, sir.
 Q. Have you ever voted?—A. Yes, sir.
 Q. In the same district?—A. Yes, sir.

Cross-examination by Mr. HOWELL:

- Q. Are there any other people living up there in that First district by the name of Stephens?—A. No, sir.
 Q. Have you any relatives living up there by that name?—A. I have had a father, but he is dead.
 Q. You are the only Stephens in that entire district?—A. Yes.

MATTHEW McLEAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in Jermyn at present.
 Q. Where did you live in 1902?—A. I lived in Mayfield.
 Q. What election district?—A. The first.
 Q. How long had you resided there prior to November 4, 1902?—A. I wasn't there at November 4; I moved down here shortly before the election; I think I was down here the day before the election.
 Q. That is, you are a married man?—A. Yes, sir.
 Q. You moved your family down here the day before the election?—A. Yes, sir.
 Q. What day did you move down?—A. I can't exactly say.
 Q. Do you remember the day you moved down—what day of the week it was?—A. I don't know.
 Q. How near was it to Sunday?—A. I think it was on Wednesday or Thursday; I am not sure.
 Q. You remember it was before the election?—A. Sure.
 Q. Did you vote there at that election in Mayfield?—A. Yes.
 Q. In the First Ward of Mayfield?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Scotland.
 Q. What is your age now?—A. Twenty-four, this month.
 Q. What was the date of your birth?—A. January 30, 1879, I think.
 Q. How long have you resided in the United States?—A. About fourteen years this July.
 Q. How long have you resided in Pennsylvania?—A. That length of time.
 Q. How long have you resided in that district up there before moving away?—A. I think we have been living in the First district of Mayfield for about twelve years; we lived in Jermyn before.
 Q. That is the First Ward of Mayfield?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I have my father's with me.
 Q. Have you your own?—A. No; I haven't got any. I suppose I was a minor.

Q. Have you a State and county tax receipt?—A. Yes, sir.
(Witness produces tax receipt dated April 13, 1901, for 1900, being "1" marked through a printed "0;" received of Mat McLean, \$2.55, including 35 cents county tax. P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. It was paid at the Erie Company's office.
Q. You paid this yourself?—A. Paid it at the Erie Company's office. It was collected there.

Q. It came out of your earnings?—A. Yes, sir.
Q. You paid it to Mr. Quinn, the collector?—A. Paid it to the company. I got it out of the office. It was collected from my money.

Q. This receipt was returned to you by the company, they telling you that they had paid the tax?—A. Yes, sir.

Q. Do you know by whom this tax was assessed?—A. I couldn't tell that. I think it was Mr. Tighe.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Have you any objection in saying who you voted for for Representative in Congress for the Tenth Congressional district, at the election held November 4, 1902?—A. I voted for Mr. Howell.

Cross-examination by Mr. HOWELL:

Q. When did your father come to this country?—A. I think it was in the year 1888.
Q. How old were you when your father came to this country?—A. I was just turning 9 years.

Q. Has your father been naturalized?

Mr. GILROY. We object to the question as incompetent.

Q. Have you with you your father's paper?—A. Yes, sir.

JOHN FRIEND, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live, Mr. Friend?—A. West Mayfield, Third street.
Q. In what election district?—A. The First Ward.
Q. Where were you born?—A. In England.
Q. How old are you?—A. I am 23 years old.
Q. What was the date of your birth?—A. 1884.
Q. What day of the month?—A. The 11th of May, 1884.
Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district for Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. About eighteen years.

Q. In Pennsylvania?—A. Yes, sir.

Q. The same length of time?—A. Yes, sir.

Q. You came immediately to Pennsylvania from England?—A. Yes.

Q. How long have you resided in the First Ward of Mayfield?—A. Eighteen years.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you a State or county tax receipt assessed and paid within two years prior to October 4, 1902?—A. Yes, sir.

Q. Have you tax receipt with you?—A. I have.

(Witness produces tax receipt, dated August 5, 1901, received from John Friend, taxes for 1900, \$2.55, including a county tax of 35 cents, signed P. H. Quinn, collector.)

Q. When, where, and by whom was this tax assessed?—A. By Mr. Quinn.

Q. He is the collector?—A. Yes, sir.

Q. You don't know who assessed it?—A. He is the collector.

Q. Did you pay this yourself?—A. Yes, sir.

Q. Paid it to Mr. Quinn?—A. Yes, sir.

Q. Paid it in cash?—A. Yes, sir.

Q. Paid it on the date that is given here?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. You swore it in?—A. No, sir.

Q. You didn't swear it in?—A. No, sir.

Q. You filed no affidavit?—A. No, sir.

Q. Have you any objection to telling us whom you voted for for the office of Representative in Congress in this Tenth Congressional district?—A. I voted for Mr. Howell.

Cross-examination by Mr. HOWELL:

- Q. How old were you at the time you voted?—A. I was 22.
- Q. You say you were born in England?—A. Yes, sir.
- Q. How old were you when you came to this country?—A. Five years old.
- Q. Was your father living at that time?—A. Yes; and he is living yet.
- Q. Have you your father's naturalization papers with you?—A. No.
- Q. Do you know whether your father was naturalized?
- Mr. GILROY. We object to that question.
- Q. Can you produce the naturalization paper of your father?—A. No, sir.
- Q. Where is your father living at the present time?—A. At West Mayfield.
- Q. Do you know whether he has a paper in his possession or not?—A. Yes, sir.
- Q. Can you produce your father's papers for us?—A. Yes, sir.

JOHN REEVES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. West Mayfield.
- Q. What election district?—A. The First Ward.
- Q. Where were you born?—A. England.
- Q. How old are you?—A. Twenty-five.
- Q. What was the day and month of your birth?—A. I was born 1877, February 21.
- Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district for Pennsylvania, in the First Ward of Mayfield borough?—A. Yes, sir.
- Q. How long have you resided in the United States?—A. About sixteen years.
- Q. How long in the election district of the First Ward of Mayfield?—A. Fourteen years.
- Q. Did you live continuously in the First Ward of Mayfield borough for fourteen years prior to that election of November 4, 1902?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. No, sir.
- Q. Have you a State and county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated September 24, 1901, for taxes for the year 1901, including a county tax of 33 cents, signed P. H. Quinn, collector.)
- Q. Did you pay that tax yourself?—A. Yes, sir.
- Q. When did you pay it?—A. The same as it is dated.
- Q. On the date the receipt is dated?—A. Yes, sir.
- Q. To whom did you pay it?—A. Quinn.
- Q. When did you pay it to him?—A. In my house.
- Q. Did you have any assistance in marking your ballot?—A. No.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Have you any objection to telling us whom you voted for for the office of Congressman for the Tenth Congressional district?—A. For Mr. Howell.

Cross-examination by Mr. HOWELL:

- Q. Where were you born?—A. England.
- Q. How old were you when your father came to this country?—A. I was about 8 or 9 years old.
- Mr. GILROY. We object to this as not cross-examination.

THOMAS BUCKINGHAM, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What election district?—A. The First Ward.
- Q. Where were you born?—A. America.
- Q. When?—A. 1876.
- Q. What day of the month?—A. August 14.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania, in the First Ward of Mayfield Borough?—A. Yes, sir.
- Q. You have resided in the United States all your life?—A. Yes, sir.
- Q. What is your age?—A. Twenty-seven.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated January 5, 1901, Archbald, Mr. Thomas Buckingham to P. J. McDonall, tax collector, Archbald Borough, taxes for 1900, \$2.50, including a county tax of 36 cents.)

Q. How long have you lived in this election district—the First Ward of Mayfield?—A. I don't know how many years.

Q. How long had you lived there prior to the election of November 4, 1902?—A. I lived there ever since I came to the country; I can't remember how long it is.

Q. You lived there at least two or three months before that election?—A. Yes; fifteen years, I guess.

Q. In the same district?—A. Yes, sir.

Q. The same ward?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. You marked it yourself?—A. Yes, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. Mr. Howell.

Q. For the office of Representative in the Tenth Congressional district?—A. Yes, sir.

Q. Why is it you paid that tax in Archbald?—A. I was working in a place called Edjerton at that time, and I stayed there for two years, and I was taxed over there, and they stopped the tax at the office.

Q. Then this tax was paid at the office?—A. Yes, sir.

Q. Where were you living?—A. I used to come to and fro, and then I used to stay over there during the winter.

Q. While you were working there you stayed over there, you boarded there?—A. Yes, sir.

Q. When did you start to work over there?—A. I couldn't tell you that.

Q. What year was it?—A. I went over there about 1899.

Q. Were you over there in 1901?—A. Yes, sir.

Q. Do you know when this tax was assessed—for what year?—A. No, sir.

Q. When did you leave Edjerton?—A. I couldn't tell you that.

Q. How long prior to November 4, 1902?—A. I was in Mayfield Ward quite a while before that.

Cross-examination by Mr. HOWELL:

Q. You have lived within the First Ward of Mayfield sixty days before this election?—A. A good deal before that.

Q. How long before the election did you live there?—A. I have been there; that is my home.

Q. In Mayfield?—A. Yes, sir.

Q. You have paid State and county tax within the last two years?—A. Yes, sir.

Q. You are 21 years old?—A. Yes, sir.

JOHN COYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What election district?—A. The First Ward.

Q. Where were you born?—A. I was born in Ireland.

Q. How old are you?—A. That is pretty hard; getting up to 56 or 57, or something around that.

Q. You don't remember the date of your birth?—A. Indeed I don't.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District for Pennsylvania, in the First Ward of Mayfield borough?—A. Yes, sir.

Q. Voted in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. Something around thirty years.

Q. How long have you been a resident of Pennsylvania?—A. Since I came to the country; forty years.

Q. You came immediately to Pennsylvania when you came to the country?—A. Yes, sir.

Q. How long have you resided in the First Ward of Mayfield?—A. Well, about eleven and a half years.

Q. Did you reside continuously there for eleven and a half years?—A. Yes, sir.

Q. Have you ever moved away during that time?—A. No, sir.

Q. You lived there sixty days before this last election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Let me see them.

(Witness produces naturalization certificate issued out of the court of common pleas of Northampton County, Pa., dated 5th of October, 1868, to John Coyle, signed W. R. Grumble, prothonotary.)

- Q. Have you paid a State or county tax?—A. Yes, sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt dated February 28, 1900, "0" with a "1" crossed over it. Received of John Coyle the sum of \$12.28, taxes for the year 1900, for the district of Mayfield, including a county tax of \$2.07.)
 Q. Did you pay this tax yourself?—A. My wife paid it after they turned it in.
 Q. You didn't pay it yourself?—A. It is all the same, I suppose.
 Q. Did you have any assistance marking your ballot?—A. Yes; I haven't got any learning.
 Q. Who assisted you?—A. A son of mine.
 Q. What was the reason; why did you ask him to assist you?—A. That I couldn't mark my own ballot.
 Q. Was this with the knowledge and consent of the election board?—A. Yes, sir.
 Q. Which one of the officers did you ask?—A. I didn't keep any account.
 Q. Don't you remember who were on the board? You knew the names of the men were there?—A. Some of them.
 Q. Which one did you ask, or did you simply go in there without the consent of the board?—A. No; I asked leave; I couldn't tell you his name.
 Q. You didn't know all the men of the election board?—A. I didn't, perhaps—not by name.
 Q. Did you swear in your vote?—A. No, sir.
 Q. No objection to your voting?—A. No, sir.
 Q. Have you any objection to tell us who you voted for for the office of Representative of Congress at that election?—A. Mr. Howell.

EDWIN S. MAYNARD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. West Mayfield.
 Q. In what district?—A. The First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. What is your age?—A. Twenty-four.
 Q. What is the date of your birth?—A. 1878.
 Q. The day of the month?—A. March 29.
 Q. Did you vote at the November election held November 4, 1902, in the First Ward of Mayfield for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How long have you resided in the United States?—A. Twenty-four years.
 Q. You were born in the United States?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. Twenty-four years.
 Q. How long have you resided in that election district—the First Ward of Mayfield?—A. Five years.
 Q. Did you reside there continuously for five years?—A. Yes, sir.
 Q. Were you residing there sixty days before that election?—A. Yes, sir.
 Q. Have you a State and county tax?—A. Yes, sir.
 (Witness produces tax receipt dated March 25, 1902, amounting to \$2.25, for the year 1901, for the district of Mayfield, including a county tax for 33 cents, signed P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom this was assessed?—A. No, sir.
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To the collector?—A. Yes, sir.
 Q. With your own money?—A. Yes, sir.
 Q. When did you pay it?—A. The date of the receipt.
 Q. Where?—A. In my own house.
 Q. To whom?—A. Patrick Quinn.
 Q. Did you have any assistance in marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Have you any objection to saying who you voted for for the office of Congressman at that election?—A. I voted for Mr. Howell.

CHARLES BLYTHE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. In what ward?—A. The First Ward.
 Q. Where were you born?—A. England.
 Q. How old are you?—A. Thirty-six the 10th of this January.
 Q. What was the date of your birth?—A. January 10. I couldn't tell the year; 1867, I guess.

Q. Did you vote at the November election held November 4, 1902, in the First Ward of Mayfield for the office of Representative to Congress from the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. Fifteen years.

Q. Of Pennsylvania?—A. Fifteen years.

Q. Of the election district?—A. Thirteen years.

Q. Did you reside there continuously for thirteen years?—A. Yes, sir.

Q. Were you a resident there sixty days prior to that election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated October 7, 1893, J. H. Thomas, clerk.)

Q. Did you get this yourself?—A. Yes, sir.

Q. Did you pay a State or county tax?—A. Yes, sir.

(Witness produces tax receipt dated March 1, 1901, for the sum of \$11.23, for the taxes of 1900, district of Mayfield, including a county tax for \$1.89, signed by P. H. Quinn, collector.)

Q. Do you know where, when, and by whom this tax was assessed?—A. I guess Dailey was the assessor.

Q. When, where, and to whom did you pay this tax?—A. To Mr. Quinn.

Q. When?—A. The date of the receipt.

Q. Where did you pay it?—A. At his house.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman for the Tenth Congressional district at the last November election, 1902?—A. No, sir; I voted for Mr. Howell.

By Mr. HOWELL:

Q. You were a citizen one month before you voted?—A. Oh, yes.

JAMES DAVITT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Mayfield.

Q. Where were you born?—A. Schuylkill County, Pa.

Q. When were you born?—A. The 17th of December, 1871.

Q. How old are you?—A. Thirty-two years old.

Q. Did you vote at the November election held November 4, 1902, in the First Ward of Mayfield for the office of Representative for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. Ever since I was born.

Q. Of Pennsylvania?—A. The same.

Q. How long have you resided in that election district?—A. Since October, 1891.

Q. And that was the year prior to this election held in 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated February 27, 1901; received of James Davitt, the sum of \$3.20, taxes for the year, 1900, in the district of Jermyn, First Ward, including a county tax of 57 cents, signed John Avery, collector.)

Q. Why was this tax paid in the First Ward of Jermyn?—A. Because I lived there then.

Q. When did you move to Mayfield?—A. October, 1901.

Q. You paid no tax since this time?—A. Yes, sir.

Q. You lived continuously in that election district, the First Ward of Mayfield, from October to the date of the election?—A. Yes, sir.

Q. By whom and where was this tax assessed?—A. I think Mr. Graves was the assessor.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When and where?—A. Up here to the collector's office, to the collector.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman in the Tenth Congressional district?—A. No, sir; for Mr. Howell.

By Mr. HOWELL:

Q. You paid a State and county tax within two years previous to the last election? Mr. GILROY. We object to that.

A. Yes, sir.

ERNEST WARD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What election district?—A. The First Ward.
 Q. Where were you born?—A. Randolph, Cattaraugus County, N. Y.
 Q. How old are you?—A. Forty-four.
 Q. What is the date of your birth?—A. 1858.
 Q. Do you remember the day and the month?—A. The 5th day of June.
 Q. Did you vote at the election held the 4th of November, 1902, in the First Ward of Mayfield Borough, for the office of Representative for Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. In the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. Moved here in 1870.
 Q. How long have you resided in the First Ward of Mayfield Borough?—A. Between seven and eight years.
 Q. Did you live there continuously before this election?—A. No, sir.
 Q. When did you move away from there?—A. I have been living in Mayfield.
 Q. Did you live there during the year 1902—all of it?—A. Yes; for seven or eight years.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 32, dated June 19, 1902; received of Ernest Ward, \$9.40, taxes for the year 1901, in the district of Mayfield, as abated, included county tax of \$1.34, signed P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When, where, and to whom did you pay it?—A. To Mr. Quinn.
 Q. When?—A. The date of the receipt.
 Q. Where?—A. At his house.
 Q. Do you know who assessed the tax, when it was assessed, and where?—A. I couldn't tell you.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. You marked it yourself?—A. Yes, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. No, sir; I voted for Mr. Howell.

MARTIN COYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. West Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1873.
 Q. You are 30 years old?—A. Yes, sir.
 Q. Did you vote at the November election held November 4, 1902, in the First Ward of Mayfield for the office of Representative for Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.
 Q. How long have you resided in the United States?—A. All my life.
 Q. In Pennsylvania?—A. Yes, sir.
 Q. How long have you resided in the First Ward of Mayfield?—A. About twelve years.
 Q. Did you reside there continuously before that election?—A. Yes, sir.
 Q. Were you a resident there sixty days before this election?—A. Yes, sir.
 Q. Have you a State or county tax?—A. Yes, sir.
 (Witness produces tax receipt No. 179, dated February 24, 1902; received from Martin Coyle \$2.25, taxes for the year 1901, for the district of Mayfield, signed P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When, where, and by whom did you pay it?—A. To the collector, at his house.
 Q. When?—A. The date of the receipt.
 Q. Do you know who assessed this tax?—A. No, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for the office of Congress at that election?—A. I voted for Mr. Howell.

SAMUEL COOPER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What ward?—A. The First Ward.
- Q. Where were you born?—A. England.
- Q. When?—A. 1852.
- Q. The day and the month?—A. May 18.
- Q. You are how old?—A. About 50.
- Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. I did.
- Q. How long have you resided in the United States?—A. About sixteen years.
- Q. How long have you resided in Pennsylvania?—A. All the time.
- Q. How long have you resided in that election district, the First Ward of Mayfield?—A. About seven years, I guess.
- Q. Have you resided there continuously for seven years?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. I have only one.
- Q. Which one?—A. The first paper.
- Q. Never got the second paper?—A. No, sir.
- Q. Have you any objection to telling us for whom you voted for the office of Congress at that election?—A. Mr. Howell.

THOMAS BELLAS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What election district?—A. The First Ward.
- Q. Where were you born?—A. Wales.
- Q. When were you born?—A. 1865.
- Q. What day and month?—A. The 8th of April.
- Q. You are how old?—A. 37.
- Q. Did you vote at the November election, held the 4th of November, 1902, in the First Ward of Mayfield Borough, at the election for the office of Congress from the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. How long have you resided in the United States?—A. Fifteen years.
- Q. How long in Pennsylvania?—A. Yes, sir.
- Q. How long have you resided in the First Ward of Mayfield?—A. About six years.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 22d of January, 1895, under the seal of the court, signed J. H. Thomas, clerk.)
- Q. Have you a State and county tax?—A. Yes, sir.
- (Witness produces tax receipt, No. 38, dated October 19, 1901, received from Thomas Ballows \$12.23, taxes for the year 1901, in the district of Mayfield, including a county tax of \$2.14, signed P. H. Quinn, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. When, where, and to whom?—A. On the day it is marked.
- Q. To whom?—A. Quinn.
- Q. Where?—A. At his house.
- Q. Do you know when, where, and by whom this tax was assessed?—A. No, sir.
- Q. Did you have any assistance in marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Have you any objection to telling us for whom you voted for Congress?—A. Yes, sir.

PAUL JONES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What district?—A. The First Ward.
- Q. Where were you born?—A. Johnstown, Ohio.
- Q. When?—A. 1874.
- Q. What day and month?—A. March 25.
- Q. You are how old?—A. I will be 29 years old.

- Q. How long have you resided in Pennsylvania?—A. Twenty-three years.
 Q. How long have you resided in the First Ward of Mayfield?—A. Five years.
 Q. Have you resided there continuously?—A. Yes, sir.
 Q. Since you went there five years ago?—A. Yes, sir.
 Q. And resided there at least sixty days before this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 104, dated January 2, 1902, received of Paul Jones \$9.68, taxes for the year 1901, including a county tax of \$1.76, signed P. H. Quinn, collector.)

- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Do you know when, where, and by whom this was assessed?—A. I don't know.

- Q. Did you pay this to Mr. Quinn?—A. Yes, sir.
 Q. Where?—A. At his house.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you any objections to telling us for whom you voted for Congress at that election?—A. For Mr. Howells.

PATRICK COYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. West Mayfield.
 Q. In what ward?—A. First Ward.
 Q. Where were you born?—A. Janesville, Carbon County, Pa.
 Q. When?—A. I couldn't tell you.
 Q. What is your age now?—A. Thirty-three.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you resided in the First Ward of Mayfield?—A. Twelve years.
 Q. Have you resided there continuously?—A. No, sir; I was away a year in 1899.
 Q. When did you come back to Mayfield?—A. 1901.
 Q. And were you out of the State?—A. I was in Pittsburgh.
 Q. When you returned in 1901 you returned to Mayfield?—A. Yes.
 Q. Have you lived there continuously since 1901 to November 4, 1902?—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. Have you it with you?—A. Yes, sir.
 (Witness produces tax receipt No. D55, dated May 16, 1902, received of Patrick Coyle \$2.99, taxes for the year 1901, for the district of Mayfield, including a county tax of 47 cents, signed P. H. Quinn, collector.)

- Q. Did you pay this yourself?—A. Yes, sir.
 Q. When and where?—A. In his house.
 Q. When?—A. The date is on there.
 Q. Do you know when, where, and by whom this tax is assessed?—A. Patrick Dailey.

- Q. And assessed for the year 1901?—A. Yes, sir;
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File any affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for the office of Congressman at that election?—A. No, sir; for that man Howell.

MARTIN U. MOYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Mayfield.
 Q. Where were you born?—A. Cornwall, England.
 Q. When?—A. 1855.
 Q. What day and month?—A. March 15.
 Q. You are how old?—A. Forty-eight coming.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.
 Q. How long have you resided in the United States?—A. In the neighborhood of thirty-two years.
 Q. In Pennsylvania?—A. Not all the time.

Q. How long have you resided in Pennsylvania?—A. I lived in Pennsylvania eighteen years this time.

Q. How long have you resided in that election district?—A. Three years the 15th day of last May.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you a State and county tax?—A. Yes, sir.

Q. You say you didn't vote anywhere at that election.—A. No, sir.

GEORGE MARTIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. West Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1853; I couldn't give the date or the month.

Q. Did you vote at the November election held the 4th of November, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. You didn't vote?—A. No, sir.

Q. Did you vote at that election? Were you at the polls that day?—A. No, sir.

Q. You cast no ballot?—A. No, sir.

Q. Have you a naturalization paper?—A. I have one.

Q. The first paper?—A. Yes, sir.

Q. Never received a second paper?—A. No, sir.

Q. Have you talked with anybody in reference to this testimony you would give at this hearing here, since you have been subpoenaed here?—A. No, sir.

Q. Talked to nobody in reference to the testimony you would give?—A. No, sir.

JAMES HARRIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. West Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1855, January 8.

Q. You are how old?—A. Forty-eight this month.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district from Pennsylvania, in the First Ward of the borough of Mayfield?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. Eighteen years this next coming March.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long have you resided in the First Ward of Mayfield?—A. Thirteen years the 5th of last month.

Q. You resided there continuously for thirteen years prior to the election held November 4, 1902?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 27th of September, 1890, to James Harris, under the seal of the court, Thomas H. Dale, prothonotary.)

Q. Did you appear before the prothonotary of Lackawanna County and get that paper?—A. Yes; Judge Archbald was on the bench when I got these.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 163, dated February 10, 1902, received from James Harris \$11.74, taxes for the year 1901, including \$1.99 county tax, P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom?—A. Mr. Quinn's wife, at his house.

Q. When did you pay it?—A. The date is on it.

Q. Do you know when, where and by whom this tax was assessed?—A. Patsy Dailey.

Q. Do you know when and where?—A. At my house.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File any affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted at the election held November 4, 1902, for the office of Representative in Congress?—A. No, sir; Mr. Howell.

SAMUEL PENNY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Cornwall, England.

Q. What date were you born?—A. 1855.

Q. You are how old?—A. Forty-seven last birthday, the 18th of last December.

Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Fourteen years the 2d of last October; I came to Archbald.

Q. How long have you resided in Pennsylvania?—A. Ever since I came here.

Q. How long have you resided in the First Ward of the borough of Mayfield?—A. Between four and five years; I think it was four years this month.

Q. Have you resided there continuously from that time to the time you moved there four years ago until after November 4, 1902?—A. Yes, sir.

Q. Living there yet?—A. Yes, sir.

Q. Have you naturalization papers?—A. Yes, sir.

Q. Have you them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated November 4, 1900, seal of the court attached. John Copeland, prothonotary, to Samuel Penny.)

Q. You got this paper yourself?—A. Yes, sir; Mr. Battenberg was there.

Q. Also there yourself?—A. Yes, sir.

Q. Have you a State and county tax?—A. Yes, sir.

(Witness produces tax receipt No. 156, dated December 9, 1901, received from Samuel Penny \$11.20, taxes for the year 1901, for the district of Mayfield, including a county tax of \$1.91, P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When?—A. The date is on it.

Q. Where?—A. In my house.

Q. To whom?—A. Mr. Quinn.

Q. Do you know when, where, and by whom this tax was assessed?—A. I think, Patsey Dailey.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling for whom you voted for the office of Congress for the Tenth Congressional district?—A. No, sir; I voted the Republican ticket.

Q. Straight through?—A. Yes, sir.

JOHN EASTLAKE called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What district?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1865, June 5.

Q. You are how old?—A. Thirty-seven.

Q. Did you vote at the November election held the 4th of November, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you been in the United States?—A. Between eighteen and nineteen years.

Q. How long in Pennsylvania?—A. The same.

Q. How long have you lived in the election district of the First Ward of Mayfield?—A. About eighteen years.

Q. Have you lived there continuously for eighteen years?—A. Yes, sir.

Q. Lived there at least sixty days before the last election?—A. Yes, sir.

Q. Have you a naturalization paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Eastlake, dated the 5th of October, 1888, with the seal of the court attached, W. G. Daniels, clerk.)

Q. You presented yourself for this paper?—A. Yes, sir.

Q. How old were you when you presented yourself?—A. I was about between 18 and 19 for the first paper.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 62, dated December 15, 1902, received from John Eastlake \$28, taxes for the year 1902, in the District of Mayfield, P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When and where?—A. To Mr. Quinn's house; to his wife.

Q. Did he sign this receipt?—A. Mrs. Quinn.

Q. Do you know when and where and by whom this tax was assessed?—A. By Mr. Dailey, I think.

Q. Do you know when and where?—A. I think it was to the house.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Do you have any objection to telling us for whom you voted for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania at the last election?—A. No, sir.

Q. For whom did you vote?—A. Mr. Howell.

Dr. M. J. SHIELDS called and sworn.

Direct examination by Mr. GILROY:

Q. You are a practicing physician in the borough of Jermyon?—A. Yes, sir.

Q. Have been for how many years?—A. Thirteen.

Q. Have you been called upon in your professional capacity to attend Richard Friend?—A. Yes, sir.

Q. What is his condition at the present time?—A. He has blood poisoning of one leg, and he has nine or ten abscesses on his right leg.

Q. Is he confined to the house?—A. Yes, sir.

Q. In your opinion would it be possible for Mr. Friend to attend as a witness here?—A. No, sir.

Q. For what length of time will his maladies incapacitate him?—A. If he gets along as good as we would like to have him do he could get out of the house in a month or six weeks from now; he can not walk.

EDWIN HICKS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. America.

Q. What place?—A. California.

Q. When were you born?—A. 1880.

Q. What day and month?—A. The 25th of January.

Q. How old were you on November 4, 1902?—A. Going for twenty-three.

Q. You were 22 years old?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. Seventeen years.

Q. How long have you lived in the election district of the First Ward of Mayfield?—A. One year and three months.

Q. How long had you resided there prior to November 4, 1902?—A. Eight or nine months, I suppose.

Q. Did you live there continuously for those nine months?—A. Yes, sir.

Q. When did you go to Mayfield, the First Ward?—A. The 29th of October.

Q. What year?—A. 1901.

Q. That is when you went to Mayfield?—A. Yes, sir.

Q. Did you move immediately into the First Ward?—A. Yes.

Q. You were a resident there over a year before this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Never had?—A. No, sir.

Q. You were 22 years going on 23 years at the time of this election?—A. Yes, sir.

Q. Never paid any taxes?—A. No, sir.

Q. You voted at the election held November 4, 1902, in the First Ward of the Borough of Mayfield, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted for Mr. Howell?—A. Yes, sir.

Cross-examination by Mr. HOWELL:

Q. Were you of the age of 21 years November 4, 1902?—A. Yes, sir.

Q. Were you under 22 years of age at that time?—A. No, sir; I was over.

Q. Have you paid a State or county tax?—A. No, sir.

HARRY REEVES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Mayfield.

Q. Where were you born?—A. England.

Q. When?—A. February 17, 1847.

Q. You are how old?—A. Fifty-five years old.

Q. Did you vote at the November election held November 4, 1902, in the First Ward of Mayfield, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Fifteen years.

Q. How long in Pennsylvania?—A. Fifteen years.

Q. How long have you resided in the First Ward of Mayfield Borough?—A. Fifteen years.

Q. Have you resided there continuously?—A. Yes, sir.

Q. You never moved away?—A. No, sir.

Q. Still living there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County dated 7th October, 1893, under the seal of the court, by J. H. Thomas, clerk, to Harry Reeves.)

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 76, dated January 2, 1902, received of Harry Reeves, \$13.30, taxes for the year 1902, in the district of Mayfield, including a county tax of \$2.10, signed P. H. Quinn, collector.)

Q. Do you know when and by whom these taxes were assessed?—A. Paddy Dailey.

Q. You don't know when and where?—A. He assessed me at the house.

Q. Did you pay these taxes yourself?—A. Yes, sir.

Q. When?—A. The date of the receipt.

Q. To whom?—A. Quinn's wife.

Q. You paid that at the house to his wife?—A. Yes, sir.

Q. And she signed it?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Filed an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted?—A. I have.

DAVID A. ELKIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Mayfield.

Q. Where were you born?—A. South Wales.

Q. When?—A. 1878.

Q. What date?—A. The 21st of September.

Q. How old were you November 4, 1902?—A. I was 24 years old.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative to Congress for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. About eighteen years.

Q. How long have you resided in Pennsylvania?—A. About seventeen years.

Q. How long have you resided in the First Ward of Mayfield Borough?—A. Sixteen years.

Q. Have you lived continuously there?—A. Yes, sir.

Q. For sixteen years?—A. Yes, sir.

Q. Lived there prior to the election of November 4, 1902, for sixteen years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I ain't got mine, I have my father's.

Q. Have you your own?—A. No, sir.

Q. Have you a state or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 87, dated May 24, 1902, received from David Elkin, jr., \$2.36, taxes for the year 1901, including a county tax of 33 cents, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom these taxes were assessed?—A. I suppose, Mr. Dailey.

Q. You don't know when and where?—A. No, sir.

Q. Did you pay these taxes yourself?—A. No, sir; stopped out of my pay at the office.

Q. You didn't pay them yourself?—A. No, sir.

Q. You didn't pay this to Quinn?—A. No, sir.

Q. You received it?—A. Yes, sir.

Q. It was handed to you?—A. Yes, sir; handed to me with my due bill.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Mark it yourself?—A. Yes, sir.

Q. Went in the booth alone?—A. No, sir; there was a fellow there showed me, and I took my brother-in-law in with me; he showed me how to vote.

Q. Who did you ask?—A. My brother-in-law.

Q. Was he a qualified voter of that district?—A. Yes, sir.

Q. How do you know that fact?—A. I seen him there voting before.

Q. You have seen him vote there?—A. I have seen him going in to vote.

Q. The election board knew you wanted assistance?—A. Yes, sir.

Q. Which one did you ask?—A. Thomas Pritchard.

Q. What position did he hold?—A. Judge, I think.

Q. What reason did you give?—A. I told them I didn't understand voting; that was my first time.

Q. Did you swear in your vote?—A. No, sir.

Q. Can you read?—A. Yes, sir.

Q. Can you write?—A. Yes, sir.

Q. They didn't ask you to swear in your vote?—A. No, sir.

Q. Didn't ask you to produce a tax receipt?—A. No, sir.

Q. Didn't ask you to file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Representative in Congress for the Tenth Congressional district at that election?—A. No, sir.

Q. Whom did you vote for?—A. Mr. Howell.

Q. What is your brother-in-law's name?—A. John Trezise.

Q. He lives in that district?—A. Yes, sir.

Cross-examination by Mr. HOWELL:

Q. Where were you born?—A. South Wales.

Q. How old were you when your father came to this country?—A. Somewhere about 7 or 8 years old; came here in 1886.

Q. Your father is a citizen of the United States?

Mr. GILROY. We object to that question.

ENOCH JAMES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. West Mayfield.

Q. In what district?—A. The First Ward.

Q. Where were you born?—A. Wales.

Q. What is your age?—A. Fifty.

Q. What was the day and month of your birth?—A. September 18, 1853.

Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Sixteen years next April.

Q. How long have you resided in Pennsylvania?—A. Sixteen years.

Q. How long have you resided in the First Ward of Mayfield?—A. Sixteen years.

Q. Have you resided there continuously?—A. Yes, sir.

Q. You lived there sixty days before the last November election, November 4, 1902?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated October 7, 1892, under the seal of the court, by J. H. Thomas, clerk. to Enoch James.)

Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 49, dated November 15, 1902, received of Enoch James, \$12.64, taxes for the year 1902, for the district of Mayfield, including a county tax of 77 cents, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom this was assessed?—A. By Patsey Dailey.

Q. Did you pay these taxes yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. To Mr. Quinn himself.

Q. When and where?—A. On that date.

Q. Where?—A. In his house.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Went in the booth alone?—A. Yes, sir.

Q. And was there alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I voted the straight Republican ticket.

Mr. HOWELL. We desire to recall Edwin Hicks for another question.

Mr. GILROY. The witness has been subpoenaed here on the part of the contestant, and his examination, both direct and cross-examination, has been completed, and we object to his being called for further cross-examination until the purpose is shown.

Mr. HOWELL. We call Edwin Hicks for recross-examination for the purpose of showing that his previous answer, that he voted for Howell, does not state the whole truth, and we desire to show that he voted for Howell with assistance.

Mr. GILROY. This matter can be brought out by the respondent in chief, and is not the subject of cross-examination, there being assumed in the purpose that which is not proved or part of the record.

EDWIN HICKS on the stand..

By Mr. HOWELL:

Q. Did you receive assistance in voting for Howell for Congress at the last election held November 4, 1902?

Mr. GILROY. We object to that as not cross-examination.

A. I had assistance.

Now, January 15, 1903, at 12.15 o'clock p. m., hearing is adjourned until 1.30 o'clock p. m. same day.

Now, January 15, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

PATRICK KILKUR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Mayfield.

Q. Where were you born?—A. Ireland.

Q. How old are you?—A. About 54 years.

Q. Do you remember the date of the month you were born?—A. I heard about it; 1848.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir; I didn't feel good; I didn't go to the polls.

Q. You didn't vote that day?—A. No, sir.

Q. You live in Mayfield, the First Ward?—A. Yes, sir.

Q. You are the only Patrick Kilkur there?—A. I have a son there.

Q. By the same name?—A. Yes, sir.

Q. Did he vote that day?—A. No, sir.

Q. How do you know he didn't vote?—A. Well, I am sure of it. He didn't go there without my authority.

Q. How old is your son?—A. He is about 24 years, I guess.

Q. How long have you lived in the United States?—A. I am in the United States since 1864.

Q. How long have you lived in Pennsylvania?—A. I am here since.

Q. How long have you lived in that election district?—A. I am here since 1889, I guess.

Q. In the first ward of Mayfield?—A. Yes, sir.

Q. Have you naturalization papers?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Schuylkill County, dated the 2d of October, 1880, to Patrick Kilcur, under seal of court, by James R. Deegan, prothonotary.)

JOHN WASLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. I am 45 years old.

Q. Do you know the date of your birth?—A. The 4th day of this month, January.

Q. You were 45 this January?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Twenty-one years.

Q. How long in Pennsylvania?—A. Eighteen years.

Q. How long have you resided in the First Ward of Mayfield?—A. All the time I am here.

Q. You came from England here?—A. The first time I come to New Jersey.

Q. How long have you resided in that ward, the First Ward of Mayfield?—A. I was in until about a year and a half.

Q. Was it divided into wards when you moved into it?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 5th of October, 1888, to John Wasley, by W. G. Daniels, clerk.)

Q. Have you a State or county tax?—A. Yes, sir.

(Witness produces tax receipt No. 88, dated January 14, 1903, received of John Wasley the sum of \$13.37, taxes for the year 1902 in the district of Mayfield, including a county tax of \$2.16, signed P. H. Quinn, collector.)

Q. Is this the only tax receipt you have?—A. That is the only one I have with me.

Q. This is the only one you have?—A. I have lots more up to the house.

Q. You paid this according to the date of the receipt?—A. Paid it to Mr. Quinn; my woman paid it.

Q. How do you know that?—A. I took her word for it.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Go into the booth alone?—A. I did.

Q. Mark it alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress at that election?—A. I won't answer.

Cross-examination by Mr. HOWELL:

Q. Did you pay a State or county tax for the year 1901?

Mr. GILROY. We object to the question; it is incompetent, immaterial, and irrelevant; the best and only evidence of the payment of taxes is the production of the receipt.

A. Yes, sir.

Q. State and county tax?—A. Yes, sir.

Q. Did you pay a State and county tax for the year 1902?—A. Yes.

By Mr. GILROY:

Q. Do you know when you paid your tax for the year 1901?—A. Yes.

Q. Do you know what date?—A. Yes; I do.

Q. When?—A. I paid it yesterday.

Q. When did you pay taxes for the year 1902?—A. Yesterday.

Q. You paid your taxes for the years 1901 and 1902 at the same time?—A. Yes, sir.

THOMAS DOUTHWAITE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What district?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1864.

Q. What day and month?—A. November 20.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Seventeen years.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long have you resided in that election district, the First Ward of Mayfield?—A. About nine years.

Q. Did you live continuously there for those nine years?—A. Yes.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 7th October, 1893, to Thomas Douthwaite, by J. H. Thomas, clerk, with the seal of the court attached.)

Q. Have you a State or county tax?—A. Yes, sir.

Q. Have you paid one within the last two years?—A. Yes, sir.

(Witness produces tax receipt dated September 28, 1901, No. 16, received of Thomas Douthwaite \$11.15, taxes for the year 1901, for the district of Mayfield, including county tax of \$1.98, signed P. H. Quinn, collector.)

Q. Did you pay these taxes yourself?—A. Yes, sir.

Q. To whom and where?—A. Mr. Quinn, up in his house.

Q. Do you know when, where, and by whom these taxes were assessed?—A. I guess the date is on there.

Q. When, where, and by whom it was assessed?—A. No, I can't say that I do.

Q. Did you have any aid in marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Swore in your vote?—A. No, sir.

Q. Filed an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted at that election for Congress?—A. I don't know as I have.

Q. For whom did you vote?—A. I voted for Mr. Howell.

By Mr. HOWELL:

Q. How long have you lived in that district?—A. About eight or nine years.

Q. You were registered all right?—A. Yes, sir.

MOZART LEWIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. West Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Wales.

Q. When?—A. 1878.

Q. What day and month?—A. The 19th of October.

Q. How old were you on the 4th of November, 1902?—A. I was just a little over 24.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. You didn't vote?—A. No, sir.

Q. Were you in Mayfield at that time?—A. Yes, sir.

Q. Is there any other Mozart Lewis residing in the borough?—A. No, sir.

Q. You are the only one by that name residing in that ward?—A. Yes, sir.

Q. You didn't cast a vote at that time?—A. No, sir.

Q. Were you ever naturalized?—A. No, sir.

Q. Never paid any taxes?—A. No, sir.

JOHN A. EVANS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Mayfield.

Q. When?—A. I can't tell you the year.

Q. How old are you?—A. I am 26 last June—the 22d of June.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, at the First Ward of Mayfield?—A. Yes, sir.

Q. How long had you resided in Pennsylvania?—A. All my life.

Q. How long have you lived in the First Ward of Mayfield?—A. I am there about ten years.

Q. Have you resided there continuously for ten years?—A. Yes.

Q. Before the election of last November?—A. Yes, sir.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces a tax receipt for the payment of taxes No. 5, dated February 27, 1902, received of John Evans, \$1, part payment of taxes for the year 1901, signed P. H. Quinn, collector, per M.)

Q. That is a part payment on taxes that you paid February 27, 1902?—A. Yes, sir.

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mrs. Quinn.

Q. You didn't pay it to Mr. Quinn, the collector?—A. No, sir.

Q. She gave you this receipt for partial payment?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. You marked it yourself?—A. Yes, sir.

Q. Went into the booth yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir; I went in myself.

Q. Registered?—A. I wasn't registered.

Q. Did you swear in your vote?—A. No, sir.

Q. Did they ask you to produce your tax receipts?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. No, sir.

Q. For whom did you vote for Congress?—A. Mr. Howell.

Cross-examination by Mr. HOWELL:

Q. This lady to whom you paid your taxes was Mrs. Quinn, that is, the wife of the collector?—A. Yes, sir.

Q. You say you were not registered. How long have you lived in that First Ward?—A. I have been living there about ten years.

Q. Did you try to register?—A. No, sir.

Q. Did you look for the register?—A. No, sir.

Q. Do you understand what it is to be registered?—A. Yes; I am registered.

The following named persons who were subpoenaed to appear on this date failed to respond to their names when they were called: William Oliver, Gerard Tippany, Clarence Tippany, William Eastlake, Andrew Eastlake, Amayah Margin, Frewie Dawe, Robert Kelly, Patrick Kilcur, jr., Thomas Boundy, John Carnow, John Wilson, John Robinson, George Jeffrey, George Davis, John Pritchard, George Rennie, Thomas Pritchard, John Jenkins.

Now, January 15, 1903, p. m., hearing is adjourned until January 16, 1903, at 9 o'clock a. m., at the same place.

Now, January 16, 1903, at 9 o'clock a. m., hearing of evidence is continued before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

J. F. Gilroy, esq., appears for contestant; George Howell, esq., appears for respondent.

C. A. MUNN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield; the First Ward.

Q. Where were you born?—A. Greene County, New York State.

Q. What is your age?—A. Thirty-nine last birthday.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. Do you reside in the First Ward of the borough of Mayfield?—A. Yes, sir.

Q. And you have resided there for how long?—A. It is about a year.

Q. A year prior to November 4, 1902?—A. Yes, sir.

Q. You resided there sixty days before this election?—A. Yes.

Q. You say you didn't vote?—A. No, sir.

Q. Is there another man in that ward by the name of Charles Munn?—A. Not that I know of; there is a Charles Munn in Carbondale, but not here.

Q. And you are acquainted with the voters of that ward?—A. Yes; partially.

Q. If there was another man by the name of Charles Munn there you would have known him?—A. Yes, sir.

Q. You are the only man by that name there?—A. Yes, sir.

WILLIAM SHAGER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Mayfield.

Q. What ward?—A. I couldn't say what ward it is; it is on Depew avenue; it is in the First Ward, I think.

Q. Where were you born?—A. I was born in Aldenville, Pa.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, in the First Ward of Mayfield for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. How long have you resided in that First Ward of the borough of Mayfield?—A. About a year.

Q. A year prior to the election?—A. Yes, sir.

Q. Is there another William Shager living in that ward?—A. No, sir.

Q. You are the only William Shager living there?—A. Yes, sir.

Q. You say you didn't vote at that election?—A. I did not.

Cross-examination by Mr. HOWELL:

Q. Have you paid tax within two years previous to the time of the election?

Mr. GILROY. We object to that; it is not cross-examination.

A. I paid 1901 tax; there is the last tax paper I can show.

WILLIAM WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where were you born?—A. Wales.

Q. Where do you live?—A. Mayfield.

Q. What district?—A. The First district.

Q. Did you vote at the election held November 4, 1902, in the First district of Mayfield, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the United States?—A. About thirty years.

Q. How long in Pennsylvania?—A. Thirty years; always been here.

Q. How long have you resided in the First district of Mayfield?—A. About three years.

Q. Was that continuously before this election of November 4, 1902?—A. Yes, sir.

Q. You had not moved away prior to that time?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William B. Williams, dated the 4th of October, 1882, by W. G. Daniels, clerk.)

Q. Are you the same as this William B. Williams?—A. My name is simply William Williams, but "B" was put on there.

Q. You presented yourself for this paper and received it?—A. Yes, sir.

Q. You had already sworn out a first paper?—A. No, sir; I didn't need to. I came here under age.

Q. You came here under what age?—A. About 14 years of age.

Q. Did you tell the day of your birth?—A. No.

Q. What day were you born?—A. I was born August 9, 1857.

Q. When did you arrive in this country?—A. About 1870, I believe, or 1871.

Q. You were about 14 years old when you came?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 136, dated February 15, 1902—received of William Williams \$2.25, taxes for the year 1901, in the district of Mayfield, including a county tax of 33 cents, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom this tax was assessed?—A. The assessor is Patrick Dailey.

Q. You paid these taxes yourself?—A. Yes, sir.

Q. Paid it to the collector?—A. Yes, sir.

Q. What time?—A. The date that is on there.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir; just simply gave my name to the judge of election.

Q. Have you any objection to telling us for whom you voted?

Mr. HOWELL. I object to the question.

Q. For whom did you vote?—A. I voted for Mr. Howell.

By Mr. HOWELL:

Q. Is your father living?—A. Yes, sir.

Q. Is your father a citizen of the United States?—A. Yes, sir.

CLARK KILPATRICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. In what district?—A. I think it is in the First Ward.

Q. Where were you born?—A. Born in Roxbury, Delaware County, N. Y.

Q. At what time?—A. The 11th day of October, 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you been a resident of Pennsylvania?—A. The last time I have been here; I have been here about a year and six months.

Q. In Pennsylvania?—A. Yes, sir.

Q. That is, continuously?—A. Yes, sir.

Q. You came here when?—A. I came here—I think it was somewhere around the 16th of September, 1901.

Q. From where did you come?—A. From Hancock, Delaware County, N. Y.; not work; I live here now.

Q. That is the First Ward of Mayfield?—A. Yes, sir.

Q. You lived there continuously since September, 1901, up until the 4th of November, the day of this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Did you receive any assistance in marking your ballot?—A. I did not.

Q. Entered the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. I did not.

Q. File an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?

Mr. HOWELL. We object to the question.

Q. For whom did you vote for Congress?—A. I voted for Mr. Howell; I am not ashamed of how I voted.

Cross-examination by Mr. HOWELL:

Q. What is your politics, Mr. Kilpatrick?

Mr. GILROY. We object to that; it is not cross-examination.

A. I vote for the best man, I think.

Q. Haven't you affiliated with any party at all, either in New York State or Pennsylvania?—A. No, sir.

Q. You are what is known as an independent?—A. Yes, sir.

Q. What is your business?—A. Engineer.

Q. In what column did you vote?

Mr. GILROY. We object to the question and ask that it be stricken out; it is not part of this record.

A. Well, I didn't vote a straight ticket.

Q. (Witness shown paper.) This is an official ballot; will you tell us where you marked that ballot?—A. I will mark it simply as I marked it for that office to-day.

Q. Where did you mark it?—A. Right beside Mr. Howell's name.

Q. Find that place in the column you voted.—A. Right there, sir [pointing to the Antimachine column.]

By Mr. GILROY:

Q. You read and write, Mr. Kilpatrick?—A. Yes, sir.

Q. You went into the booth alone that day?—A. Yes; I did.

Q. And you saw the name George Howell for Congress and put a cross after it; you split that ballot?—A. Yes, sir.

Q. And for the office of Congressman two men were running, Mr. Connell and Mr. Howell, and you put a cross after the name of Mr. Howell?—A. I told you I voted for Mr. Howell.

- Q. You came into the State about a year, I understand you, before the election?—
 A. Yes, sir.
 Q. Did you two years prior to that time pay either a State or a county tax?—A.
 No, sir.
 Q. You lived in New York until four years prior to the time of moving here?—A.
 Yes, sir.

Recross-examination by Mr. HOWELL:

- Q. What is your occupation?—A. Locomotive engineer.
 Q. How old were you when you left school and went to work?
 Mr. GILROY. We object to that as not cross-examination.
 A. Eighteen.
 Q. Where did you attend school?—A. In Roxbury, Delaware County, N. Y.
 Q. You went to school from the time you were 6 until you were 18?—A. No, sir.
 Q. How much schooling did you have between the age of 6 and 18?—A. Perhaps
 four years; I always had to work for my living.
 Q. Do you know the name of the party with which you worked and voted this
 last election?

Mr. GILROY. I object to that question for the reason that the witness has already
 stated and indicated the candidate for whom he voted for the office of Representative
 in Congress for the Tenth Congressional district of Pennsylvania, and that he
 has also stated he is an independent in politics.

- A. I don't just fully understand that question.
 Q. Did you work for any particular ticket?—A. I did not.
 Q. Now, will you please tell the commissioner in what column you voted when
 you voted for the Representative in Congress?

Mr. GILROY. I object to that question as repetition.
 A. I showed you here what column I voted in.
 Q. Tell the commissioner what column it was.—A. I couldn't tell the number of
 the column. When that ballot was laid down here I showed you.

- Q. Just pick out the column.
 (Copy of ballot shown witness.)
 A. It is in the seventh column, the Antimachine column.

Q. Can you read the ballot?—A. I certainly can.
 Mr. GILROY. I move to strike out the matters taken under objection. I also move to
 strike out all matters taken under objection at yesterday's hearing.

PATRICK ROCHE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward in Mayfield?—A. First Ward.
 Q. Where were you born?—A. Buffalo, N. Y.
 Q. How long ago?—A. Born there between 1857 and 1858.
 Q. Did you vote at the November election held November 4, 1902, for the office
 of Representative in Congress for the Tenth Congressional district of Pennsylvania,
 in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. I resided in this town about
 thirty-five years.
 Q. That is, in Mayfield?—A. That is, in Jermyn. I moved from Jermyn to May-
 field. I have been out of here five years.
 Q. How long have you lived in the First Ward of Mayfield Borough?—A. Some-
 where about eight years.
 Q. You have lived there continuously eight years before this election of Novem-
 ber 4, 1902?—A. Yes, sir.
 Q. Never moved away in that time?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated February 12, 1902, No. 129—received from
 Patrick Roche the sum of \$11.10, taxes for the year 1901 in the district of Mayfield,
 including a county tax of \$1.88, P. H. Quinn, collector.)
 Q. Did you pay these taxes yourself?—A. Yes, sir.
 Q. When and where did you pay them?—A. Paid it in Quinn's.
 Q. When?—A. On that date.
 Q. Do you know when, where, and by whom this tax was assessed?—A. I might
 have been home, but Dailey assessed it.
 Q. Did you have any assistance in marking your ballot?—A. No.
 Q. Marked it alone?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir; just took my name.

Q. Have you any objection to telling us for whom you voted for Congress?—A. Mr. Howell.

FRANK CHACHO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. Well, since they made it a ward I live in that place about fourteen years.

Q. You lived in that ward since it has been made a ward?—A. Yes.

Q. And before it was a ward?—A. Yes, sir.

Q. Where were you born?—A. Austria.

Q. When?—A. 1859.

Q. What day of the month?—A. January 27.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 24th of December, 1894, under seal of the court, by J. H. Thomas, clerk, to Frank Choha.)

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress from the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. About fifteen years.

Q. How long have you lived in this district?—A. Since it was made a district.

Q. How many years? Fifteen years?—A. No; that district is only a year old.

Q. You have a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 27, dated October 15, 1901; received from Frank Choha, \$8.39, including a county tax for \$1.44, P. H. Quinn, collector.)

Q. You paid these taxes yourself?—A. Yes, sir.

Q. To whom?—A. To P. H. Quinn.

Q. Where did you pay it?—A. In his house.

Q. Do you know when, where, and by whom these taxes were assessed?—A. I don't know.

Q. Did you receive any assistance in marking your ballot?—A. No; I can mark it myself; I am able to do that myself.

Q. You read and write?—A. Yes, sir.

Q. You went into the booth alone?—A. Every time myself.

Q. Nobody was with you?—A. No, sir.

Q. Did you swear your vote in?—A. No.

Q. Didn't file an affidavit?—A. No.

Q. Have you any objection in telling us for whom you voted for the office of Congressman?—A. Yes; I will not tell anybody. That is my business; I didn't come to confession here about that.

Q. Didn't you tell anybody how you voted?—A. No, sir.

Q. Not even your wife?—A. My wife got nothing to do with election.

CHARLES MILLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1851, the 10th of April.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in the United States?—A. Fifteen years.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. You came from there to Pennsylvania?—A. Yes, sir.

Q. How long have you resided in the First Ward of Mayfield?—A. The whole time.

Q. In the same place?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 7th of October, 1892, under the seal of the court, by J. H. Thomas, clerk, issued to Charles Miller.)

Q. You presented yourself for this certificate?—A. Yes, sir.

Q. This was a second paper?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 115, dated August 16, 1901; received from Charles Miller \$16.58, taxes for the year 1900, in the district of Mayfield, including a county tax of \$2.60. P. H. Quinn, collector.)

Q. You paid these taxes yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Quinn.

Q. Where?—A. Mayfield.

Q. Do you know when, where, and by whom this tax was assessed?—A. No, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Mark it alone?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit at the time you voted?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I have; I don't tell anyone that; I voted for the man I respected.

GEORGE HUTCHINS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Mayfield.

Q. In what district?—A. The First Ward.

Q. Where were you born?—A. In Scott Township.

Q. Lackawanna County?—A. Yes, sir.

Q. How old are you?—A. I am 53.

Q. Did you vote at the November election held November 4, 1902, for the office of Congressman, or Representative for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. Ever since I was born.

Q. How long have you lived in that election district?—A. I lived in that place twenty-five years; but, of course, it has been a ward only a short time.

Q. How long have you lived in that ward?—A. I lived there ever since it was a ward.

Q. When did you move; when it was made a ward?—A. About a year or a little over.

Q. That would be some time in January, 1902?—A. I think.

Q. You lived there continuously in that ward up to the time of the election of November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt with you?—A. Yes, sir.

(Witness produces tax receipt No. 95, dated July 22, 1901; received from George Hutchins \$19.81, taxes for the year 1900, in the district of Mayfield, including a county tax of \$3.34, P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Paddy Quinn.

Q. When and where?—A. At his house; the last part of it I think I paid at my own.

Q. You paid for this in installments?—A. I gave him \$6 first and then the rest later.

Q. When did you pay the last?—A. I couldn't say just when; I got the full receipt when it was finished.

Q. Do you know when, where, and by whom these taxes were assessed?—A. Paddy Dailey, I think.

Q. Do you know for what year?—A. It must be for 1900.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Put the ballot in the box yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I have; I don't tell that.

HERMAN TABORNE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. The 15th of April, 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Representative to Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you been a resident of the United States?—A. Ten years.

Q. When did you come here; what date?—A. The 3d of June, 1892.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long have you resided in the First Ward of Mayfield Borough?—A. About nine years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 2d July, 1897, under the seal of the court, by J. H. Thomas, clerk.)

Q. You presented yourself for this naturalization paper?—A. Yes.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 76, dated November 27, 1901; received from Herman Taborne \$8.84, taxes for the year 1901, in the district of Mayfield, including a county tax of \$1.44, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom this tax was assessed?—A. No, sir.

Q. Did you pay this yourself?—A. Yes, sir.

Q. To whom?—A. Mr. Quinn, at his house.

Q. When?—A. It says it on there.

Q. When it is dated?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Brought it out and put in the box yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Wasn't challenged?—A. No.

Q. File an affidavit?—A. No, sir.

Q. Do you have any objection to telling us for whom you voted for Congress?—A. I object to that.

JONAH WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. The old country.

Q. What old country?—A. South Wales.

Q. What year?—A. 1874.

Q. What date?—A. December 31.

Q. What is your age?—A. Twenty-eight years old past.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. Did not vote?—A. No, sir.

Q. Were you at the polls that day?—A. No, sir; I was sick.

Q. How long did you say you have resided in that district?—A. About twenty years.

Q. Is there another man in that district, the First Ward of Mayfield, by the name of Jonah Williams?—A. No, sir.

Q. If there was you would be acquainted with him?—A. Yes, sir.

Q. You say you didn't vote?—A. No, sir; I did not.

MICHAEL BURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Luzerne County.

Q. What is your age?—A. Twenty-seven next month.

Q. What date were you born?—A. 1875.

Q. What day and date?—A. The 22d of February.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in Pennsylvania?—A. Twenty-seven years, all but a month.

Q. How long have you resided in the First Ward of Mayfield?—A. About eleven years.

Q. Did you live there continuously before this election of 1902?—A. Yes, sir; eleven years.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 67, dated May 16, 1901, received of Michael Burke, \$3.15, taxes for the year 1900, for the district of Mayfield, including a county tax of 43 cents, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom this tax was assessed?—A. Mr. Langman, I believe.

Q. You don't know when and where?—A. No, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom?—A. P. H. Quinn.

Q. When?—A. The day it is dated on it.

Q. Where?—A. To him, on the street.

Q. He gave you this tax receipt for it?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Marked it alone?—A. Yes, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Swore in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Any objection to telling us for whom you voted for Congress.

Mr. HOWELL. I object to that.

A. I voted for Mr. Howell.

W. C. PECK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Mayfield.

Q. Where were you born?—A. Greenfield.

Q. How long ago?—A. Sixty-five years.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the First Ward of the borough of Mayfield?—A. No, sir.

Q. How long have you lived in that district?—A. Pretty nearly two years.

Q. Continuously in the First Ward?—A. Yes, sir.

Q. You say you didn't vote?—A. No, sir.

Q. Is there anyone in that ward by your name?—A. No, sir.

Q. By what name do you usually go?—A. Chauncey Peck.

Q. There is no other Peck in that ward by your name?—A. No, sir.

Q. There is no other Peck in that ward besides yourself?—A. None that I know.

Q. If there was anybody by the name of Peck there you would know it?—A. I think so.

Q. And if there is a man there by the name of Chauncey Peck you would know it?—A. Yes, sir.

Q. You say you didn't vote November 4, 1902, for Congress?—A. No, sir; I did not.

DAVID WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Wales.

Q. When?—A. 1871.

Q. What day and month?—A. December 5.

Q. Thirty-two years old?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. In the First Ward of Mayfield, you didn't vote?—A. No, sir.

Q. Were you at the polls that day?—A. No, sir.

Q. Wasn't near them?—A. No, sir.

Q. Is there another David Williams in that ward?—A. No, sir.

Q. How long have you lived in that ward?—A. For this last seventeen years, I guess.

- Q. And if there were another David Williams living there you would know that?—
 A. Yes, sir.
 Q. You are acquainted with all the people in that ward?—A. Yes.
 Q. And there is no other David Williams in that ward?—A. No, sir; not in that ward.

MICHAEL HOLLERAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Avondale, Luzerne County.
 Q. When?—A. The 3d day of May, 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress from the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. Thirty-seven years.
 Q. All your life?—A. Yes, sir.
 Q. How long have you resided in the First Ward of Mayfield Borough?—A. Three years.
 Q. Was that continuously before November 4, 1902?—A. Yes, sir.
 Q. You had not moved out of the district at all?—A. No, sir.
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. D58, dated March 16, 1902, received of Michael Holleran \$2.99, taxes for the year 1901, for the district of Mayfield, including a county tax of 47 cents, P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom these taxes were assessed?—A. I don't understand that question.
 Q. Do you know the assessor?—A. Patsey Dailey.
 Q. Do you know when and where he assessed it?—A. No, sir.
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. P. H. Quinn.
 Q. When?—A. The date of the receipt.
 Q. Where?—A. In my house.
 Q. Did you have assistance in marking your ballot?—A. No, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Remained there while you marked it?—A. Yes, sir.
 Q. Deposited it into the box yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. Yes, sir.

JAMES MCGINNESS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Stroudsburg.
 Q. Monroe County, Pa.?—A. Yes, sir.
 Q. How old are you?—A. Forty-one.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At the polling place in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you resided in this election district, the First Ward of Mayfield Borough?—A. About fourteen years.
 Q. Was that continuously before the 4th of November, 1902?—A. I didn't leave.
 Q. You lived there fourteen years successively and continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 89, dated January 14, 1903, received of James McGinnis \$14.81, taxes for the year 1902, including a county tax of \$2.31.)
 Q. Have you any other tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 74, dated November 26, 1901, received of James McGinnis \$6.59, taxes for the year 1901 for the district of Mayfield, including a county tax of 79 cents, P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom these taxes were assessed?—A. Yes, sir.

- Q. By whom?—A. It was assessed by Patrick Dailey.
 Q. Do you know when and where?—A. I don't know.
 Q. Did you pay these yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Patrick Quinn.
 Q. When and where?—A. Mayfield; No. 2 Ward, where he lives.
 Q. You paid it in the Second Ward of Mayfield?—A. Yes, sir.
 Q. He is the collector for the borough?—A. Yes, sir.
 Q. You paid it to him where?—A. At his house.
 Q. When?—A. I couldn't tell the date—the date of the receipt.
 Q. Did you receive any assistance in marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Didn't make a mistake in the columns?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. While you were marking it?—A. Yes, sir.
 Q. The curtain closed behind you?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. No, sir.
 Q. For whom did you vote?
 Mr. HOWELL. We object to that.
 A. I guess I don't have to tell it.

HARRY BURKE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—The First Ward.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.
 Q. How long have you resided in that election district?—A. About eleven years.
 Q. Continuously?—A. I was out of it three.
 Q. How long have you resided there before the election?—A. About seven years, I guess.
 Q. That was continuously?—A. Yes, sir.
 Q. You say you didn't vote?—A. No, sir.
 Q. How do you know you didn't vote; where were you that day?—A. I was working.
 Q. Didn't you go to the polls at all that day?—A. No, sir.
 Q. Is there another man by the same name in that ward?—A. No.
 Q. You know all the Burkes in the ward?—A. Yes; there is only ourselves.
 Q. Your immediate family?—A. Yes, sir.
 Q. You are the only Harry Burke in that ward?—A. Yes, sir.
 Q. If there was another Harry Burke in that ward you would know him?—A. Yes, sir.
 Q. You didn't vote that day?—A. No, sir.

WILLIAM P. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. You live in the First Ward, do you?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir; I was sick.
 Q. How long have you lived in that district?—About thirty years or thirty-five.
 Q. You lived in the same place about thirty-five years?—A. Yes, sir.
 Q. How old are you?—A. I am old enough to vote.
 Q. About how old are you?—A. About 73.
 Q. You say you didn't vote at that election?—A. No, sir.
 Q. Didn't vote for Congressman?—A. No; I was sick.
 Q. You didn't go to the polls all day?—A. I didn't leave the house all day.
 Q. Is there another man by the name of William P. Davis in that ward?—A. Only William E. Davis, my son, but he was in Washington; he didn't vote.

- Q. There is a William E. Davis living there?—A. That is my son, and he was in Washington, D. C.
- Q. He didn't vote there?—A. No, sir; he was in school.
- Q. You two Williams are the only two in the ward?—A. Yes, sir.
- Q. You didn't vote?—A. No, sir.
- Q. You know no other man by the name of William P. Davis in that ward?—A. No, sir.
- Q. Your son's name is William Davis?—A. Yes, sir.
- Q. You say he wasn't here at that election?—A. He was in school in Washington.
- Q. Is he in school now?—A. Yes, sir.
- Q. When did he go to school?—A. Three or four years ago.
- Q. In November last year, was he at school?—A. Yes, sir.
- Q. When did he go into school at that time—September?—A. I don't know.
- Q. He went away before election?—A. He wasn't here at election time.
- Q. He went away to school before election time?—A. Yes, sir.
- Q. He was at school while the election was held?—A. Yes, sir.
- Q. He is your son, William Davis?—A. William E. Davis.

Cross-examination by Mr. HOWELL:

- Q. It might be possible for some man by the name of William P. Davis to live in your ward sixty days before election and live there without knowing it?—A. I can swear I didn't vote.
- Q. Some other William P. Davis might live there without your knowing it?—A. I don't think.
- Q. How old are you?—A. Seventy-three.
- Q. Do you go around among the people to know who is moving about?—A. Not since Christmas.
- Q. Another man by the name of William P. Davis might be living there without your knowing it?—A. No, sir.

By Mr. GILROY:

- Q. There is no other man by the name of William P. Davis that you know of?—A. No, sir.

JOHN DAVITT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. In what election district?—A. The First Ward.
- Q. Where were you born?—A. Girardville, Schuylkill County.
- Q. When?—A. 1874.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. I did not.
- Q. How long have you lived in the First Ward of Mayfield?—A. About nine months.
- Q. How long prior to this election did you live in the First Ward of Mayfield?—A. Just moved there last April.
- Q. You moved into the First Ward April, 1902?—A. Yes, sir.
- Q. You lived in that ward how long?—A. Nine months.
- Q. Where did you live before that time?—A. The Second Ward of Mayfield.
- Q. How long did you live there?—A. I moved there about fourteen years ago.
- Q. You had been in the First Ward about six or seven months before the election was held in 1902?—A. Yes, sir.
- Q. You didn't vote at all?—A. No, sir.
- Q. Did you go to the polls?—A. No, sir.
- Q. What were you doing that day?—A. I was sick.
- Q. You didn't go out to the polls?—A. No, sir.
- Q. Is there anybody else there by the name of John Davitt in that ward?—A. No, sir; not that I know of.
- Q. You are pretty well acquainted up there?—A. I think I know the people around.
- Q. If there was another Davitt there you would know it?—A. Yes.
- Q. And especially if his name was John Davitt; you would know that?—A. I think I would.
- Q. You know of nobody living in that district by the name of John Davitt, save yourself?—A. No, sir.
- Q. How old are you?—A. Twenty-nine.

NOAH PUGH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. How long have you lived in the First Ward?—A. About eighteen years.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1857.
 Q. What day?—A. The 21st day of March.
 Q. How old were you last March?—A. I was 44 or 45, I guess.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative to Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the United States?—A. Eighteen years.
 Q. In Pennsylvania?—A. Yes; in the same place.
 Q. In Mayfield?—A. Eighteen years.
 Q. You came from Wales and went immediately to Mayfield?—A. Yes.
 Q. You have been living in the First Ward for the last eighteen years?—A. No; I have been living in the Second Ward, but I am living in this ward since it is a ward.
 Q. You lived there continuously—didn't move away?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated 27th September, 1890, under seal of the court, by Thomas H. Dale, prothonotary, to Noah Pugh.)
 Q. You presented yourself for this?—A. Yes, sir.
 Q. And received it from the party who signed it?—A. Yes, sir.
 Q. Have you a tax receipt for State or county taxes?—A. Yes, sir.
 (Witness produces tax receipt No. 92, dated July 16, 1901, received of Noah Pugh \$12.81, taxes for the year 1900 for the district of Mayfield, including a county tax of \$2.05, signed P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom this tax was assessed?—A. By Patrick Dailey.
 Q. You don't know when and where?—A. No.
 Q. Did you pay this yourself?—A. Yes, sir, I did; in the house.
 Q. What house?—A. My own.
 Q. To whom?—A. To Quinn.
 Q. And when, do you know?—A. I couldn't tell you; it says here on the receipt the date.
 Q. Did you receive any assistance in marking your ballot?—A. Yes; there was a man in with me.
 Q. Who assisted you?—A. A man by the name of Dempsey, Joseph Dempsey; he lives in the First Ward.
 Q. What reason did you give?—A. Because I couldn't read and write myself.
 Q. Did you ask the consent of the election board for assistance?—A. Yes, sir.
 Q. What one did you ask?—A. I asked the judge.
 Q. Who was the judge?—A. His name was Tom Pritchard.
 Q. Did you ask for any particular person to help you?—A. Yes; I asked for Dempsey.
 Q. What reason did you give for asking for Dempsey?—A. Because I thought he was an honest man; that was the man would satisfy me the best.
 Q. You can't read nor write?—A. No, sir.
 Q. Have you ever gone to school?—A. No, sir; I am working since I am 7 years of age.
 Q. You can read a little?—A. A little, not much.
 Q. You can read printing?—A. No, sir; a little of it.
 Q. Couldn't you have taken one of the specimen ballots they have there, and with a little instruction by the officers of the board couldn't you have marked your ballot yourself without the assistance of Mr. Dempsey?—A. No; I don't think I could. I thought I would have a man in with me to make sure.
 Q. Then, the specimen ballots there, you have seen them?—A. Yes, sir.
 Q. And you read and write a little. Now if you had some instruction on those specimen ballots couldn't you have been able to have gone into the booth yourself and marked that ballot, with proper instructions before you went in?
 Mr. HOWELL. We object to the question.
 A. No; I couldn't.
 Q. It would have been impossible for you to mark the ballot?—A. I couldn't do it.

ANDREW JOHNS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Mayfield.
 Q. Where were you born?—A. Born in England.
 Q. When?—A. 1852.
 Q. Fifty years old?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.
 Q. And voted at the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you been a resident of the United States?—A. I come here in 1869.
 Q. How long have you resided in Pennsylvania?—A. All the time, only three years.
 Q. What three years?—A. I think it was from 1882 to 1886; I was in Ohio.
 Q. You came back then?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Mayfield?—A. About three years.
 Q. You have lived there continuously for the last three years?—A. Yes, sir; the same house I am living in there to-day.
 Q. And that is in the First Ward?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 4th day of October, 1890, under seal of court, J. H. Thomas, clerk.)
 Q. You presented yourself for this naturalization certificate?—A. Yes, sir.
 Q. And obtained it yourself?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 118, dated January 25, 1902, received from Andrew Johns \$2.85, taxes for the year 1901, for Mayfield, including a county tax of 47 cents, signed P. H. Quinn, collector, per M.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Patrick Quinn.
 Q. Did you pay it to him or to somebody for him?—A. Patrick Quinn.
 Q. Are you sure you paid it to Patrick Quinn?
 Mr. HOWELL. We object to that.
 A. Patrick Quinn gave me the receipt; he took the money from me; who signed the receipt I couldn't say.
 Q. You gave the money to Patrick Quinn?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Drew the curtain behind you and remained there while you marked it?—A. Yes, sir.
 Q. And put the ballot in the box yourself?—A. Yes, sir; it is the first I ever did that, too.
 Q. You showed it to no one?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. For whom did you vote for the office of Congressman for the Tenth Congressional district?—A. I don't care to answer that.

GUS BYARK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. In what ward do you live?—A. I live in the First Ward; I lived there since I came to the country.
 Q. Where were you born?—A. Sweden.
 Q. When?—A. About 1851.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.
 Q. Did you vote at the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you been a resident of the United States—when did you come here?—A. I landed in 1887, the 21st of May.
 Q. How long have you lived in Pennsylvania?—A. I have been living there since I landed.

Q. You came from Sweden to Mayfield?—A. Yes, sir.

Q. How long have you lived in the First Ward of Mayfield?—A. All the time since I come here.

Q. You lived in the ward since it has been divided?—A. Yes; except about two or three months I was in Carbondale, about fourteen years ago.

Q. Since that time you have resided down here in the First Ward?—A. Yes, sir.

Q. You lived there at least two months before this election was held?—A. I lived here in Mayfield all the time.

Q. November 4, 1902, this election was held, and you lived there two months continuously before that?—A. Yes; ten years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated 31st of October, 1896, to Gustave Bjork, under the seal of the court.)

Q. You presented yourself for this paper?—A. Yes, sir.

Q. This is your right name?—A. Yes, sir.

Q. Have you a State or county tax?—A. Yes, sir.

(Witness produces tax receipt No. 138, dated September 17, 1901, received from Gus Burk, \$9.92, taxes for the year 1900 for Mayfield, including county tax of \$1.37, P. A. Quinn, collector.)

Q. Did you pay this tax yourself?—A. My wife paid the tax; the man come around and she paid them.

Q. Do you own property up there?—A. Yes; I do.

Q. This is tax assessed upon that property?—A. Yes, sir.

Q. Did you receive assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Closed the curtain behind you and marked it alone?—A. Yes, sir.

Q. Did you show it to anybody before you put it in the box?—A. No, sir.

Q. Did you swear in your vote?—A. No.

Q. Did they challenge you?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I don't think I need to tell, my ballot will show that.

THOMAS PARRY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1863.

Q. What day and date?—A. The 20th of October.

Q. Did you vote at the election held November 4, 1902, for the office of Representative to Congress for the Tenth Congressional district of Pennsylvania?—A. I did.

Q. At the regular polling place in the First Ward of Mayfield Borough?—A. Yes, sir.

Q. How long have you resided in the United States? When did you come here?—A. I came here in 1865.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long have you lived up there in the First Ward of Mayfield?—A. Fourteen years.

Q. Lived there continuously?—A. Yes, sir.

Q. Never moved out since you moved in?—A. No, sir.

Q. Always lived there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 7th of October, 1893, by J. H. Thomas, clerk, to Thomas Parry.)

Q. You say you were born in England?—A. Yes, sir.

Q. This naturalization certificate says you were born in Wales, how about that?—A. Some call it Wales; he called it Wales that time.

Q. This certificate you presented yourself to the court for?—A. Yes, sir.

Q. And you were examined by a judge, were you?—A. Yes, sir.

Q. And the judge asked you where you were born?—A. Yes, sir.

Q. And this paper was then issued to you from this court?—A. Yes, sir.

Q. This is the paper?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated February 14, 1902, received of Thomas Parry,

\$13.71, taxes for the year 1901 for the district of Mayfield, including county tax of \$2.33, P. H. Quinn, collector; a duplicate receipt.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When?—A. I can't tell exactly when; not the day and date I paid it.

Q. Who did you pay it to?—A. Patrick Quinn.

Q. At the time you paid these taxes did he give you this receipt?—A. Not that one; but I couldn't find the receipt when I went to look for it and I went and got that from him.

Q. When did you get this receipt?—A. Yesterday.

Q. And he dated it February 14, 1902?—A. Yes, sir.

Q. Did you tell him when you paid your tax?—A. No, sir; he has it in the books.

Q. Did you see him refer to any books to get at this tax?—A. Yes.

Q. What kind of a book?—A. I don't know what kind of a book it was; he had several books there; I didn't take notice.

Q. Isn't it a fact you went to Quinn to get a receipt to qualify your vote to-day?—A. No, sir; I paid my tax right along.

Q. When you come to look for your tax receipt you could find none?—A. It was mislaid.

Q. All receipts you ever received had been mislaid?—A. I found tax receipts were too far back.

Q. You couldn't find a tax receipt paid within two years?—A. I couldn't find them at the present; I have them somewhere.

Q. Who signed this receipt?—A. Patrick Quinn.

Q. Signed it himself?—A. Yes, sir.

Q. Did you see him sign it?—A. Yes, sir.

Cross-examination by Mr. HOWELL:

Q. Have you paid a State or county tax within two years?—A. Yes, sir.

Q. What has become of the receipt?—A. Well, they have been mislaid in the house somewhere or another; I might come across them.

Q. You say you can find your tax receipt?—A. If it is really necessary I might be able to find them.

Q. You are certain you paid taxes within two years previous to the election of November 4?—A. Yes, sir.

Redirect examination by Mr. GILROY:

Q. Did you receive assistance in marking your ballot?—A. No, sir.

Q. Go into the booth alone?—A. Yes, sir.

Q. Nobody saw your ballot?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. You did vote for Mr. Howell?—A. That is my business.

RICHARD LEWIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Mayfield.

Q. Where were you born?—A. South Wales.

Q. When?—A. The 16th of June, 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, and did you vote in the First Ward of Mayfield Borough?—A. No, sir.

Q. How long have you resided in that district?—A. That district has only been there a short time. I lived in Mayfield for fifteen years.

Q. Are you acquainted with the people in that ward?—A. Every one, I think.

Q. Is there another man in that ward by the name of Richard Lewis?—A. Not to my knowledge.

Q. You know everybody in the ward?—A. Pretty nearly.

Q. Is there another family by the name of Lewis in that ward?—A. Yes, sir.

Q. Is there another Richard Lewis there?—A. No, sir.

Q. If there was you would know him?—A. I think so.

EUGENE HUTCHINS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. I was born in Mayfield.

- Q. When?—A. I forget.
- Q. How old are you?—A. Twenty-three.
- Q. Don't you remember the day of the month you were born?—A. It was January; I forget the date.
- Q. When did you have a birthday?—A. The 19th.
- Q. You will be how old the 19th of this January?—A. I will be 24.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No; not for Congress.
- Q. Did you vote at that election, the First Ward?—A. Yes, sir.
- Q. You went to the polling place and voted there?—A. Yes, sir.
- Q. How long have you lived in Pennsylvania?—A. I have been living there ever since I was born.
- Q. How long have you lived in Mayfield?—A. I have been living there about twenty years.
- Q. You lived in Mayfield prior to this election of November 4, 1902?—A. Yes, sir.
- Q. You lived there at least sixty days before that election?—A. Yes; I was living there when this election was.
- Q. You had been living there before that date continuously?—A. Yes, sir.
- Q. Wasn't living anywhere else?—A. No.
- Q. You say you didn't vote for Congressman?—A. No.
- Q. You voted, however?—A. Yes; I voted for a good man.
- Q. Did you vote for a Congressman?—A. No; I voted for the other man.
- Q. Did you vote for any man for Congress?—A. I don't think I did.
- Q. Don't you know whether you did or not?—A. I voted.
- Q. Did you vote for a Congressman?
- Mr. HOWELL. We object to that.
- A. I voted for one of them.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt, No. 208, dated April 13, 1901, received of Eugene Hutchins \$1.05, taxes for the year 1900, for Mayfield, P. H. Quinn, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Who did you pay it to?—A. Quinn.
- Q. Where did you pay it?—A. In our house.
- Q. Did you receive any assistance in marking your ballot?—A. No.
- Q. You marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Now, 12 o'clock m., hearing is adjourned until 1.30 o'clock p. m., same day.
- Now, January 16, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

JOHN W. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What ward?—A. The First Ward.
- Q. Where were you born?—A. Wales.
- Q. When?—A. I can't tell you the date.
- Q. How many years ago?—A. I am 56.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative to Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. Yes, sir.
- Q. How long have you been a resident of the United States?—A. Twenty-six years.
- Q. How long have you resided in Pennsylvania?—A. Since I am in the country, right in Mayfield.
- Q. How long have you resided in the First Ward of Mayfield?—A. The same place twenty-six years.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County, dated the 4th of October, 1882, under the seal of the court, by Henry Sommers, prothonotary, issued to John W. Williams.)
- Q. This was issued to you?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt, No. 135, dated February 6, 1901, received of John W. Williams \$10.66, taxes for the year 1900, for Mayfield, including a county tax of \$1.80, P. H. Quinn, collector.)

- Q. Did you pay this yourself?—A. Yes, sir.
 Q. When and where?—A. In his own house.
 Q. What time?—A. The date of the receipt.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Did you put it in the box yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File any affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. That is my business.

PATRICK DURKIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1852.
 Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.
 Q. You did not vote?—A. No, sir.
 Q. How long have you lived in Pennsylvania?—A. Fifty-two years it will be soon.
 Q. How long have you lived in Mayfield?—A. About twelve or fourteen years.
 Q. How long have you lived in this particular district, the First Ward?—A. About ten years.
 Q. You have been a voter in that district ever since it has been divided?—A. Yes, sir.
 Q. You say you didn't vote at that election?—A. No, sir; I was not near the polls at all.
 Q. You are acquainted with the people in that community, especially in that ward?—A. Yes, sir.
 Q. Do you know whether or not there is another man by the name of Patrick Durkin living in that ward besides yourself?—A. Not in the town.

EDWIN PUGH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1871, the 21st of May.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir; I did not vote. I was working that evening until 9 o'clock.
 Q. How long have you lived in Pennsylvania?—A. Eighteen years.
 Q. How long have you lived in that particular election district?—A. Ten years.
 Q. Are you acquainted with the people in that ward and borough?—A. Yes, sir.
 Q. Is there another man named Edwin Pugh living in that ward?—A. No, sir.
 Q. You are sure of that?—A. Yes, sir.
 Q. You are the only Edwin Pugh in that ward?—A. Yes, sir.
 Q. You didn't vote at that election at all?—A. No, sir.
 Q. What were you doing that day?—A. I was working until 9 o'clock that evening in the mines.

D. H. KRISE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Mayfield.
 Q. How long have you resided in the Third Ward?—A. Since a year ago last September.
 Q. Where were you born?—A. Tioga County, Pa.
 Q. You are sure it is the Third Ward?—A. I believe it is the First Ward, so they tell me, now.
 Q. What is your age?—A. Thirty-four.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the First Ward of Mayfield?—A. No, sir.

Q. Did you vote at the regular polling place for the First Ward of Mayfield Borough?—A. No, sir.

Q. Did you vote at all?—A. No, sir.

Q. You lived in that ward at least sixty days prior to the election of November 4, 1902?—A. Yes, sir.

Q. And you did not vote?—A. Not at all.

Q. Are you acquainted with the people in Mayfield?—A. Yes, sir.

Q. Are you acquainted with the people in the First Ward of Mayfield?—A. Part of them.

Q. Do you know whether another man by the name of D. H. Krise lives in that ward?—A. No, sir.

Q. There is no other man by that name there?—A. Not to my knowledge.

Cross-examination by Mr. HOWELL:

Q. Since you have resided in Mayfield have you voted at any of the elections at all?—A. No, sir.

SAMUEL MERRITT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third.

Q. Where were you born?—A. Jermyn.

Q. This county?—A. Yes, sir.

Q. How old are you?—A. Thirty-three next birthday.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. I think it is the First Ward.

Q. Did you vote in the First Ward of Mayfield?—A. Yes, sir.

Q. You live neighbors to Professor Krise?—A. Yes, sir.

Q. You voted at the same place he would vote if he voted?—A. Yes, sir.

Q. At what district, what ward, did you vote?—A. I don't really understand how the wards are cut up.

Q. How many wards are there there?—A. Three, I suppose.

Q. Where is the election held there?—A. Whitmore's barn.

Q. Where do you live?—A. In Mayfield.

Q. What street?—A. Poplar street.

Q. On which side of Poplar street?—A. I should call it the south side.

Q. In reference to your house where does the professor of the schools live—across the street?—A. No; on the same side of the street.

Q. So that would be included in the same ward?—A. Yes, sir.

Q. You say you voted at that election?—A. Yes, sir.

Q. And you voted at what place?—A. Whitmore's polling place.

Q. You don't know whether that is the First or Third Ward?—A. No; only I was instructed to go to Whitmore's.

Q. Who instructed you to go there?—A. Some of the neighbors; I asked where we had to go to vote.

Q. How long have you lived in Pennsylvania?—A. Thirty-three years.

Q. Living all your life here?—A. Yes, sir.

Q. How long have you lived in that election district?—A. I should judge about four years.

Q. Have you been voting at the same place for four years?—A. No, sir; they only changed it about a year ago.

Q. Wasn't it a little over a year?—A. It may be.

Q. Have you voted since it has been changed into wards?—A. Yes.

Q. How many times?—A. Twice.

Q. At what place did you vote those times?—A. The same place.

Q. You live about four years at the place you are residing now?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. Have you tax receipt with you?—A. Yes, sir.

(Witness produces tax receipt, No. 69, dated May 18, 1901, received of Samuel Merritt, taxes for the year 1900, in the district of Mayfield, including a county tax of 35 cents, P. H. Quinn, collector.)

Q. Did you pay these taxes yourself?—A. Yes, sir.

- Q. Who did you pay it to?—A. P. H. Quinn.
 Q. When?—A. May 18.
 Q. Do you know when, where, and by whom it was assessed?—A. No, I don't.
 Q. You say you had no assistance marking your ballot?—A. No, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Who put your ballot in the box?—A. Myself.
 Q. Show it to anybody before you put it there?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did they swear you at the polls?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you write your name to any paper shown you?—A. No, sir; nothing more than the ballot.
 Q. What reason did they give for swearing in your vote?—A. I made a mistake, I didn't swear in my vote.
 Q. You didn't file an affidavit?—A. No, sir.
 Q. You simply received the ballot from the board and marked it and deposited it?—A. Yes, sir.
 Q. Have you any objection to saying for whom you voted for Congress at that election?—A. I don't care anything about it.
 Q. How do you feel about that?—A. I voted for Howell, and I am not afraid to tell it.

Cross-examination by Mr. HOWELL:

Have you paid a State or county tax within two years previous to the time of the election?—A. Yes, sir.

JAMES TROTTER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1875.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Did you vote at the election in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. I have been born there.
 Q. Lived here all your life?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Mayfield?—A. Four years.
 Q. Did you live there continuously?—A. Yes, sir.
 Q. Never moved out?—A. No, sir.
 Q. Living there yet?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 102, dated May 24, 1902, received of James Trotter, \$2.99, taxes for the year 1901, including a county tax of 47 cents, P. H. Quinn, collector.)
 Q. Did you pay these taxes yourself?—A. No, sir; it was stopped in the office.
 Q. And how did you receive this receipt then?—A. It was in the envelope when I got my pay.
 Q. You received this in lieu of pay?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you deposit the ballot in the box yourself?—A. Yes, sir.
 Q. Anybody see your ballot before it went in the box?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you any objection to telling for whom you voted for the office of Congressman?—A. I won't tell that.

HARRY CROSSIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in the First Ward of Mayfield.
 Q. Where were you born?—A. Philadelphia.
 Q. When?—A. 1880.
 Q. What date?—A. It was in January; I couldn't give the exact date.
 Q. When was your last birthday?—A. It is in January; I ain't exactly sure.

Q. Do you know about what day it is?—A. I couldn't exactly tell you; it is around the middle.

Q. How do you know it is around the middle?—A. Because I was told by a party I was staying with; I was put in a convent at the age of 7 years, and there was a party told me who took me from there; they couldn't tell me exactly whether it was the 16th or the 17th.

Q. To-day is the 16th of January, how old are you to-day?—A. About 23 years old.

Q. So that you were over 22 years old November 4, 1902?—A. Yes.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield?—A. No, sir; I never voted at all yet.

Q. Did you ever pay any taxes?—A. I paid taxes last April, the 15th for the first.

Q. You didn't vote?—A. No, sir.

Q. Are you acquainted with the people in that ward?—A. Yes, sir.

Q. Know them pretty well?—A. Yes, sir.

Q. Is there anyone else there in that ward by your name except yourself?—A. No, sir.

Q. You are positive of that?—A. Yes, sir.

By Mr. HOWELL:

Q. How long have you lived there?—A. Eight years.

THOMAS WASLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1871.

Q. What date?—A. The 10th of December.

Q. You were 31 years old last December?—A. Yes, sir.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. About eighteen years next month.

Q. How long have you resided in Pennsylvania?—A. Just the same.

Q. Came direct to this State?—A. Yes, sir.

Q. How long have you resided in that election district?—A. All the time.

Q. You have been residing in that ward since it has been divided?—A. Yes; I was in the Second Ward before it was divided.

Q. The ward itself was divided?—A. It was all of Mayfield and they divided it into wards.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization paper issued out of the court of common pleas of Lackawanna County, under the seal of the court, to Thomas Wasley, dated the 6th of October, 1894, C. E. Pryor, prothonotary.)

Q. You presented yourself for these papers?—A. Yes, sir.

Q. And received this from the prothonotary?—A. Yes, sir.

Q. You are the man was named and appears herein?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. Have you a receipt?—A. Yes, sir.

(Witness produces tax receipt No. 62B, dated April 5, 1902, \$2.99, taxes for the year 1901, including a county tax of 47 cents, P. H. Quinn, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped at the office.

Q. How did you receive the receipt?—A. It was attached to the due bill.

Q. And your wage account for that month was reduced that much?—A. Yes, sir.

Q. You received this as cash?—A. That is the check I got for it.

Q. The tax collector stops your wages?—A. Yes, sir.

Q. You don't know when, where, and by whom it was assessed?—A. No, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went in the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. No interference by any of the officers of the board?—A. No.

Q. To whom did you give your ballot after you had marked it?—A. To no one.

Q. What did you do with it?—A. Put it in the box.

Q. Yourself?—A. Yes, sir.

- Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Any objection to saying for whom you voted?—A. Yes; I have objections.

THOMAS PADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in Mayfield.
 Q. What ward?—A. The Second Ward now.
 Q. You live in the Second Ward?—A. Yes, sir.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1855.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At the regular polling place in the Second Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. I guess I lived there all my life.
 Q. How long have you lived in the Second Ward of Mayfield Borough?—A. Nine years.
 Q. You lived in particular spot?—A. Yes, sir.
 Q. For the last nine years?—A. Yes, sir.
 Q. And that is within the Second Ward?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 62, dated October 24, 1901, received from Thomas Padden \$2.14, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes; always pay my taxes.
 Q. You paid it to whom?—A. Patrick Quinn.
 Q. When?—A. I paid it any time I met him; the date will fix it. He would fix it up and give me the receipt after I gave him the money on the street, and the next time he saw me he handed me the receipt.
 Q. How long after you paid it?—A. A day or so.
 Q. So that the date of this receipt isn't more than a week later than the time you paid it?—A. A day or so after.
 Q. It wouldn't be longer than that?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. To whom did you hand your ballot after marking it?—A. I handed it to the man puts it down in the box.
 Q. Are you sure you did?—A. I know I did.
 Q. Do you know the man's name?—A. I have forgotten the fellow's name.
 Q. He was an officer of the board?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Why didn't you put the ballot in yourself?—I. Because I never put it in myself since the ballot law come out; I generally handed it to the man.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. For whom did you vote for the office of Congress?—A. I voted for Mr. Howell.

SHERMAN TOMPKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1868.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At the regular polling place in the First Ward of Jermyn borough?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you resided in the First Ward of Mayfield borough?—A. About seven years.
 Q. Did you live there continuously?—A. Ever since; yes.
 Q. Have you lived in this one district?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 94, dated May 24, 1902, received of Sherman Tompkins \$2.38, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, P. H. Quinn.)

Q. Did you pay this yourself?—A. No, sir; it was stopped.

Q. How stopped?—A. In the office.

Q. What office?—A. The D. & H.

Q. You didn't receive any tax receipt from Mr. Quinn, the collector?—A. I got it when I got my pay.

Q. Do you remember when it was stopped and when you got that receipt?—A. I can't exactly tell.

Q. It is anywhere near the date of the receipt?—A. Yes; it is not far out of the way.

Q. Just about that time?—A. Yes, sir.

Q. You received this in lieu of wages to the amount of \$3.56?—A. Yes, sir.

Q. That is, your wages were reduced that amount?—A. Yes, sir.

Q. You received in an envelope this tax receipt?—A. Yes; that much was kept out of my pay.

Q. Did you have any assistance marking your ballot?—A. No, sir.

Q. Did you mark it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Did you deposit the ballot in the box yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Any objection to saying for whom you voted?—A. No, sir.

Q. For whom?—A. I voted all right, and I never tell who I vote for; that is all.

Cross-examination by Mr. HOWELL:

Q. Has it been customary for you to pay your taxes to the tax collector through the D. & H. office?—A. No; sometimes I pay him, and then again when I didn't have the money they stopped it; that is all.

ABRAM DAVIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Hazleton.

Q. When?—A. 1875.

Q. What date?—A. The 18th of January.

Q. How old will you be the 18th day of this month?—A. Twenty-seven.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted at the regular polling place in the First Ward of the borough of Mayfield?—A. Yes, sir.

Q. How long have you lived in that election district?—A. About eight years, I guess.

Q. Did you reside there continuously?—A. Yes, sir.

Q. Before this election?—A. Yes, sir.

Q. Are you residing there still?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. D49, dated May 7, 1901, received from Abram Davis \$2.55, taxes for the year 1900 for the district of Mayfield, including a county tax of 35 cents, P. H. Quinn, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped in the office.

Q. Stopped from your pay?—A. Yes, sir.

Q. How did you receive this?—A. In an envelope with my pay.

Q. With your pay?—A. Yes, sir.

Q. Was \$2.55 withheld from your pay that month?—A. Yes, sir.

Q. And this you received in lieu of your \$2.55?—A. Yes, sir.

Q. Is this the only tax you paid?—A. Yes, sir; I had been away and just come back a month ago. I had been out in New York State.

Q. When did you go away?—A. Just before the strike.

Q. When was that?—A. That was in June.

Q. You left in June; when did you come back?—A. About six weeks ago.

Q. Well, you came back in December, did you?—A. Yes, sir.

- Q. The last part of November you came back?—A. Yes, sir.
 Q. Where had you been?—A. In New York State.
 Q. What were you doing?—A. Working in a pulp mill.
 Q. Are you married?—A. Yes, sir.
 Q. Have your family with you?—A. Yes, sir.
 Q. You rented a house there?—A. No; my wife's mother lives there.
 Q. You lived with your wife's mother?—A. Yes, sir.
 Q. You made that your home?—A. Yes, sir.
 Q. Then you got back here after the election?—A. Yes, sir.
 Q. You didn't vote, did you?—A. Yes; I voted on the last election.
 Q. The last election in Mayfield borough was held on the 4th of November, and if you came home six weeks ago you got home about four weeks after that election was held; what do you say as to that?—A. I was there; I can't tell just how long I am back.
 Q. Well, about six weeks ago; are you sure you were back before the election?—A. Yes; I voted on that election.
 Q. You were back before that election?—A. Yes, sir.
 Q. How long before that election did you come back?—A. That is a question I can't answer.
 Q. When you came back you knew there was a fight on for Congress?—A. Yes, sir.
 Q. You took part in it?—A. Yes, sir.
 Q. After you came back was this election held—was it two weeks?—A. I think it was about two or three weeks.
 Q. Was it more than three weeks?—A. I can't just say that.
 Q. Was the strike over when you came back?—A. Yes, sir.
 Q. When was the strike declared off?—A. I don't know.
 Q. How long had the strike been declared off when you came back?—A. They had worked one day when I came back.
 Q. You came back one day after they had started to work?—A. Yes.
 Q. Did you bring your family back?—A. Yes, sir.
 Q. They started to work about the last part of October; about the last week, about the 25th of October?—A. Yes, sir; I think so.
 Q. They started to work Monday?—A. Yes, sir.
 Q. You came back Tuesday?—A. Yes, sir.
 Q. You came back into that district about two weeks before this election was held, November 4?—A. Yes, sir.
 Q. You took an interest in the fight?—A. Yes, sir.
 Q. Who did you vote for for Congress?
 Mr. HOWELL. I object to that question.
 A. I don't have to answer that; I voted for Mr. Howell; I am not ashamed of that.

Cross-examination by Mr. HOWELL:

- Q. When did you leave to go into New York State?—A. Why, it was on the 2d of July.
 Q. Why did you go to New York State?—A. I had nothing to do here and I had work up there.
 Q. While you were in New York State did you consider Mayfield your home?—A. Yes, sir.
 Q. You had no intention of residing permanently in New York State?—A. No, sir; I just went there while the strike was on.
 Q. How long have you lived in the State—in this State?—A. Ever since I was born.
 Q. Can you recall the time when you returned from New York State?—A. No; not exactly.
 Q. You are not positive about that?—A. No, sir.
 Q. You are positive you never intended to make New York State your home?—A. Yes, sir.
 Q. And your family were there while you were away?—A. Yes, sir; my family was with me.
 Q. You had no intention of making that your home?—A. No, sir; I had a place here, and intended to come back as soon as the strike was over.
 Q. Did you leave any personal effects or any goods here while you were away?—A. Yes; I left all my household goods here while I was away.
 Q. Have you paid a State or county tax within two years preceding this election?—A. Yes, sir.

Redirect examination by Mr. GILROY:

Q. If your employment offered better inducements in New York you would have stayed there, would you not?—A. No, sir; I didn't like the place.

Q. If things would have been better there than at Jermyn you would have stayed there?

Mr. HOWELL. We object to that question.

A. No, sir; I like this place.

Q. Suppose you had liked that?—A. If I did like it I might stay.

Q. When you went away you went away for the purpose of bettering yourself?—

A. No; just simply to keep ourselves alive while the strike was on.

Q. You were doing better there than here?—A. Yes; I wasn't doing nothing here.

Q. And if you could have continued to better yourself there you would have remained there?—A. No, sir.

Q. You are out for all you can get, to do the best you can for yourself?—A. Yes, sir.

Mr. HOWELL. You never intended to make New York State your permanent home when you went there?—A. No, sir.

Q. You have always regarded Mayfield as your home, and regard it as your home now?—A. Yes, sir.

The names of the following persons who were subpoenaed to appear at this hearing were called and no response was made by them: Earl Swingle, John Callahan, Mike Kocer, Charles Byark, Michael Kaherty, Martin Cawley, Alex. Hendricks, Kanstan Kanstoncage, Alexandria Richards, Archie Miller, William Miller, James Trotter, Oliver Levan, John Miller, Peter Muslyan.

Now, January 16, 1903, at 3.30 o'clock p. m., hearing is adjourned until January 17, 1903, at 9 o'clock a. m.

Continuation of testimony taken before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa., on January 17, 1903, beginning at 9 o'clock a. m.

Joseph F. Gilroy appears for contestant. George Howell appears for respondent.

WILLIAM DAVIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Beaver Meadow.

Q. Luzerne County?—A. Yes, sir.

Q. What age are you?—A. 32.

Q. When were you 32?—A. The last 26th day of February.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the First Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in Pennsylvania?—A. All my life.

Q. Never out of it?—A. No, sir.

Q. How long have you resided in the First Ward of Mayfield Borough?—A. I guess I lived there two or three years.

Q. When did you move there?—A. I haven't got the date exactly.

Q. You lived there at least three years in that district?—A. About three years.

Q. Were you living in the borough when it was divided into wards?—A. Yes, sir.

Q. And the portion in which you lived was included in the First Ward under the division?—A. Yes, sir.

Q. Have you a State or county tax receipt with you?—A. Yes, sir.

(Witness produces tax receipt No. 100, dated March —, 1902, received of William Davis \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom this tax was assessed?—A. No, sir; I don't know who assessed it.

Q. Did you pay it yourself?—A. It was paid in the office.

Q. What office?—A. The D. and H.

Q. It was presented there by the tax collector and withheld from your pay for that month?—A. I know I had one stopped in the office and another I paid myself; I don't know whether that was the one or not.

Q. Both of the taxes, your money paid them?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

- Q. Did you mark it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Remained there alone while the ballot was being marked?—A. Yes, sir.
 Q. Did you show it to anyone?—A. I did not.
 Q. Put it in the box yourself?—A. I did.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted?—A. I ain't got any objection.
 Q. Who did you vote for?—A. I voted for Howells, I guess; I voted the straight machine ticket; is that good enough?

By Mr. HOWELL:

- Q. You have paid your taxes for 1902, have you?—A. No; not for 1902.

JOHN TREZISE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. West Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Beaver Meadow.
 Q. Luzerne County, Pa?—A. Carbon County.
 Q. How old are you?—A. Thirty-two last June.
 Q. Did you vote at the election held November 4, 1902, for the office of representative for the Tenth Congressional district of Pennsylvania?—A. I did.
 Q. At the regular polling place in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you resided in the First Ward of Mayfield Borough?—A. I was there before it was a ward; I am living there where I am now since 1891, the fall of 1891.
 Q. Over ten years ago?—A. Yes, sir.
 Q. Have you lived in that one place continuously since 1891?—A. Yes, sir.
 Q. Never went away to work?—A. No, sir.
 Q. Have you a State or county tax?—A. Yes, sir.
 (Witness produces tax receipt dated December 9, 1901, No. 154, received from John Trezise \$2.85, taxes for the year 1901, including a county tax of 47 cents, P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom this tax was assessed?—A. I think it was Patsy Dailey.
 Q. Did you pay it yourself?—A. I did.
 Q. When and where?—A. Paid it right in my house.
 Q. To whom?—A. Paddy Quinn.
 Q. You received that receipt for it?—A. Yes, sir.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Remained alone?—A. Yes, sir?
 Q. Marked it alone?—A. No, sir.
 Q. Tell anybody how you voted?—A. Not that I know of.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted?—A. Yes, sir.

DAVID JENKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Mayfield.
 Q. Where were you born?—A. Mayfield.
 Q. How old are you?—A. Twenty-seven last 10th of October.
 Q. What was the date of your birth?—A. 1875.
 Q. How long have you resided in Pennsylvania?—A. Twenty-seven years.
 Q. All the time in this State?—A. Yes, sir.
 Q. How long in that First Ward?—A. About twelve years.
 Q. Always within the territory of this First Ward?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. I haven't; I lost them; I couldn't find them.
 Q. Have you a State or county tax receipt?—A. I lost them.
 Q. Did you have any assistance in marking your ballot?—A. No.
 Q. Did you vote at this election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. At the regular polling place in the First Ward of Mayfield?—A. Yes, sir.
 Q. You had no assistance marking your ballot?—A. No, sir.
 Q. Remained in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Do you have any objection to telling us for whom you voted for Congress?—A. I have.

Cross-examination by Mr. CAREY:

- Q. You paid your tax?
 Mr. GILROY. We object to that.
 A. Yes; I paid 1901.
 Mr. GILROY. I move to have that stricken out; the tax receipt is the best evidence.
 Q. That included all the tax was assessed against you, and the county tax?—A. Yes, sir.
 Q. Do you remember what date in 1901 you paid them; in the fall, was it?—A. I couldn't say what date it was; in the fall, I think it was.

Redirect examination by Mr. GILROY:

- Q. To whom did you pay this tax?—A. Patrick Quinn.
 Q. Do you know whether or not you paid a county tax?—A. I paid county tax.
 Q. Do you know whether you paid a county tax?—A. Yes, sir.
 Q. How do you know?—A. I had the receipt once.
 Q. Did you pay a State tax?—A. Yes, sir.
 Q. What did you pay State tax for?—A. I don't exactly know what was it for.
 Q. Are you sure you paid a State tax?—A. I paid all tax was against me.
 Q. Did you have money out at interest?—A. No.
 Q. Who was present when this tax receipt was given you?—A. Nobody but myself.
 Q. Anybody ever see it but yourself?—A. Yes, sir.
 Q. Do you remember whom?
 Mr. CAREY. We object to that as immaterial.
 Q. Have you seen the collector lately?—A. No, sir.
 Q. You have been subpoenaed here for the last five days to bring along tax receipts, have you not?—A. Yes, sir.
 Q. Read your subpoena?—A. Yes, sir.
 Q. And that subpoena directed you to have tax receipts here?—A. Yes, sir.
 Q. Why didn't you get a duplicate receipt?
 Mr. CAREY. We object to that as immaterial.
 A. Because I never thought about it.

EDWARD STUART, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Dickson, Lackawanna County.
 Q. When were you born?—A. 1874, November 5.
 Q. How old were you last November?—A. Twenty-eight years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in that First Ward of Mayfield?—A. I couldn't tell exactly; it must be somewhere around eighteen years.
 Q. Right in the same place?—A. I think I live in Mayfield about twenty years.
 Q. You were in it before it was divided into wards?—A. Yes, sir.
 Q. You have been in this First Ward ever since it was divided?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 161, dated March 8, 1902, received from Edward Stuart \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, P. H. Quinn, collector.)
 Q. Do you know when, where, and by whom this was assessed?—A. Harry Langman assessed it, I think.
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Who did you pay it to?—A. The collector, Mr. Quinn.
 Q. When and where?—A. Well, I took up this one, and the other he came to the house.
 Q. Paid it at the house?—A. Yes, sir.

- Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Where did you put it?—A. I put it in the box.
 Q. Yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir; I was registered.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I have no objection.
 Q. For whom did you vote?—A. I voted for Howell.

SAMUEL GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, First Ward.
 Q. Where were you born?—A. Hyde Park.
 Q. Pennsylvania?—A. Yes, sir.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Did you vote at the regular polling place for the First Ward of the borough of Mayfield?—A. Yes, sir.
 Q. How long have you resided in Pennsylvania?—A. Nearly all my life.
 Q. How long have you resided in that particular election district—the First Ward of Mayfield?—A. I lived there pretty nearly all the time aside from four months about ten years ago.
 Q. How old are you?—A. I am 30 next February.
 Q. Have you lived continuously in that First Ward since the borough has been separated into wards?—A. Yes, sir.
 Q. Never moved from there since that time?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt without number, dated February 7, 1902, received of Samuel Griffiths \$2.25, taxes for the year 1901, including a county tax of 33 cents, P. H. Quinn, collector, per M.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When and where?—A. In Mayfield.
 Q. Where?—A. At his own house.
 Q. At what time?—A. I couldn't say what time.
 Q. Did you pay it the date of that receipt?—A. Yes, sir.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Remain there alone?—A. Yes, sir.
 Q. Mark it yourself?—A. Yes, sir.
 Q. Show the ballot to anybody after you marked it?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I won't tell that.
 Q. Have you any objections?—A. I have objections.

WILLIAM JENKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Are you William Jenkins or William L.?—A. I am William.
 Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The First.
 Q. When were you born?—A. 1882.
 Q. What day and month?—A. The 17th of March.
 Q. Then, at November 4, 1902, you were a little over 20 years of age?
 Mr. CAREY: We object to that as leading.
 A. I was 21 last March, father says.
 Q. You were born the 17th day of March, 1882?—A. Yes, sir.
 Q. That is right?—A. Yes, sir.
 Q. You voted at this election held in the borough of Mayfield on the 4th of November, 1902, for the office of a Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Did you remain in the booth alone?—A. Yes, sir.
 Q. Marked your ballot alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No.
 Q. Did the board make out an affidavit for you to sign—did you sign any such paper when you voted?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted?—A. I voted for the man I thought best.
 Q. Who was that?—A. That is my own business.

Cross-examination by Mr. CAREY:

- Q. How long have you lived in Mayfield, First Ward?—A. I have been living there the last eleven years.
 Q. How do you know when you were born? You say you were 21 years old in March prior to the election?—A. Yes, sir.
 Q. That was 21 years old March, 1902?—A. Yes, sir.
 Q. You will be 22 this coming March?—A. Yes, sir.
 Q. You are sure of that, are you?—A. Yes, sir.
 Q. Have you a family record?—A. No.
 Q. Well, then, were you born in 1882 or 1881?—A. I must have made a mistake then.
 Q. If you have made mistake you have a right to correct it.
 Mr. GILROY. I object to that, and ask to have it stricken out; it is argumentative.
 Q. What have you got to say with regard to the time you were born?—A. When you asked me what year I was born in I thought it was 1882. I must have made a mistake.
 Q. You think it was 1881 now?—A. Yes, sir.
 Q. So now you testify you were born March 17, 1881?—A. Yes, sir.
 Q. And that you were 21 years of age last March?—A. Yes, sir.
 Q. When you voted they had some paper there for you to fill out?—A. No, sir.
 Q. They had some paper for you to fill out and swear to that you were 21 years of age?—A. No, sir.
 Q. No one objected or challenged your vote?—A. No, sir.

JAMES COLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, First Ward.
 Q. Where were you born?—A. Born in Luzerne County.
 Q. When?—A. 1854.
 Q. How long have you resided in Pennsylvania?—A. Ever since I was born, forty-nine years.
 Q. How long have you resided in the First Ward of Mayfield Borough?—A. Three years.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir; I didn't go to the polls.
 Q. Then you didn't vote at that election at the regular polling place in the First Ward of Mayfield?—A. No, sir; I didn't vote.
 Q. Are you acquainted with the people in the First Ward of Mayfield?—A. I am with some of them.
 Q. How long have you lived in the First Ward?—A. Three years next April.
 Q. During the last three years you became acquainted with a great many of the people?—A. Yes, sir.
 Q. Can you tell us whether there is another man named James Cole up in that district?—A. Not as I know of; I couldn't say.
 Q. You never heard of such a man there?—A. There used to be a James Cole here some years ago.
 Q. Where—in Jermyn?—A. He lived in the borough of Jermyn.
 Q. That was three or four years ago?—A. Maybe longer.
 Q. Within the last three or four years there has been no James Cole in the borough of Mayfield?—A. Not that I know of.

Cross-examination by Mr. CAREY:

- Q. You are not acquainted with all the voters up there?—A. No.
 Q. Where were you on election day?—A. I was working in the mines.

Q. What mines?—A. P. M. Lowry's, up here on the hill.

Q. Who worked with you?—A. Mr. Will Davis and Will L. Jenkins; I guess that was all was on that day—three of us.

Q. What time did you go home from work?—A. Generally work until about 4 o'clock or half past.

Q. Where were you from 4 to 7?—A. I don't know whether I was at home or around town. I generally eat my supper and walk out somewheres.

By Mr. GILROY:

Q. You know you didn't vote?—A. I know I didn't go to the polls. They came for me and I told them I wouldn't go down.

By Mr. CAREY:

Q. Who came for you?—A. I ain't ashamed of that—James Langman.

WILLIAM JESSUP, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Born in England.

Q. When?—A. It is forty-five years ago; I am going into 46.

Q. Do you know the day you were born?—A. No; I couldn't tell you that.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted at the regular polling place in the First Ward of Mayfield Borough?—A. Yes, sir.

Q. How long have you resided in the United States?—A. About fourteen years.

Q. How long in Pennsylvania?—A. Ever since—all the fourteen years—right here in Jermyn and Mayfield.

Q. How long have you resided in this First Ward of Mayfield Borough?—A. It is about eleven years, if not more.

Q. You have lived continuously there?—A. Yes, sir.

Q. You lived there before it was cut up, in this First Ward of Mayfield?—A. Yes, sir.

Q. How many times have you voted in this First Ward of Mayfield at that polling place?—A. Twice.

Q. That is all the elections they have held there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Got them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, under the seal of the court, to William Messup, dated the 7th of October, 1893, J. H. Thomas, clerk.)

Q. You presented yourself for this certificate?—A. Yes, sir.

Q. Did you get out a first paper prior to this?—A. Yes; I got a first one, and then I went and got my second one.

Q. Have you a State and county tax receipt?—A. I have.

(Witness produces tax receipt or paper, Mayfield, Pa., December 9, 1901, William Jessup. The following is a statement of your taxes; an early settlement is requested, P. H. Quinn, collector.)

Q. Did you receive any assistance in marking your ballot?—A. Yes; I did.

Q. Who assisted you?—A. Johnny Culey.

Q. Was he a member of the election board?—A. No; he was the same as I was.

Q. What reason did you have for asking assistance?—A. Because I could not write myself, nor read.

Q. Can't you read a little and write a little?—A. Never went to school a day in my life.

Q. You would not have been able to mark that ballot yourself?—A. Not the way I wanted it marked.

Q. If you had a little instructions, if somebody had taken a specimen ballot and they would show you how that ballot ought to be marked, you could tell then how you wanted to vote the ballot; if you wanted to cut it and they had instructed you to mark that ballot, don't you think you could go into the booth and mark that ballot without being assisted?

Mr. CAREY. Objected to as immaterial.

Q. You know at the election booths they have specimen ballots there, they are provided for people who want instruction, and the election officers are compelled to instruct voters who says he doesn't know how to vote; and if one of these election

officers had instructed you how to mark that before you went into the booth, don't you think that with that instruction you could have gone in and marked that ballot yourself.

Mr. CAREY. That is objected to as being a hypothetical question.

A. No, sir; I couldn't.

Q. You think it would have been impossible for you?—A. Yes; I couldn't either read or write.

Q. You think you couldn't do it under instruction, yourself?—A. Yes, sir.

Q. You would rather have somebody else vote for you than vote for yourself?—A. I was there; I did vote for myself.

Q. The man you took in with you, can he read and write?—A. I guess so.

Q. Do you know whether he can or not?—A. Yes, sir.

Q. Was your vote challenged?—A. No, sir.

Q. Did you swear it in?—A. Yes; I did.

Q. Are you sure they swore it in?—A. Yes, sir.

Q. Did you file an affidavit?—A. Yes; they always swear me in.

Q. Did you file an affidavit that day?—A. I don't know what you are talking about.

Q. What do you say "yes" for then; when you went to the election did anybody challenge you?—A. No, sir.

Q. They simply let you go in and vote?—A. Yes, sir.

Q. That was all, they didn't swear you in?—A. No.

Q. They didn't ask you to swear?—A. What did I want to swear for?

Cross-examination by Mr. CAREY:

Q. You asked Mr. Culey to go in and help you?—A. Yes, sir.

Q. And the board gave their consent?—A. Yes, sir.

Q. And you have paid your taxes for the year 1901, have you?

Mr. GILROY. We object to that, the tax is the best evidence.

A. Yes, sir.

Q. You made a search for your tax receipt?—A. Yes, sir.

Q. And you brought a paper which you supposed was your tax receipt?

Mr. GILROY. We object to that.

A. Yes, sir.

Q. You are sure that the taxes that are mentioned on that paper are paid, are you?

Mr. GILROY. We object to that.

A. I am.

Q. Who paid them?—A. I paid them myself.

Q. Paid who?—A. P. H. Quinn.

Q. Do you remember what date you paid them?—A. No; I couldn't tell what date; it was my taxes.

Mr. GILROY. I move to have the evidence in reference to the payment of this tax stricken from the record; the tax receipt is the best evidence and must be produced.

Q. Do you think you can find your tax receipt by going home?—A. I can go home and try.

Q. How long would it take you?—A. A few minutes; a half hour or so.

ROBERT KELLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Pennsylvania.

Q. How long ago?—A. Thirty-seven years.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield?—A. No, sir; I did not vote.

Q. How long have you resided in Pennsylvania?—A. Thirty-six years.

Q. How long have you resided in the First Ward of Mayfield?—A. Eighteen months.

Q. You were living there at least fifteen months before the election held November 4, 1902?—A. Yes, sir.

Q. Lived there continuously then?—A. Yes, sir.

Q. That was your voting residence?—A. Yes, sir.

Q. Do you remember when this election was held?—A. Yes, sir.

Q. You say you didn't vote at all?—A. No, sir; I was on the way, and there was a friend of mine got in trouble and I had to go and take care of him.

- Q. You didn't vote at all at that election?—A. No, sir.
 Q. Are you acquainted with the people living in that ward?—A. Yes, sir.
 Q. You know all the Kellys in that ward?—A. I believe I am the only Kelly.
 Q. You are the only Robert Kelly living there?—A. Yes, sir.

Cross-examination by Mr. CAREY:

- Q. Who was the friend that got in trouble?—A. Pat Lawler.
 Q. What kind of trouble was that?—A. He was liable to have a little fight if I didn't take care of him.
 Q. Who was he going to have a scrap with?—A. The bar room was full; it was hard to tell who would get in it.
 Q. Where was that?—A. It was outside of Kilkur's.
 Q. What time of the day was that?—A. Half past 6.
 Q. Where had you been during the time prior to that?—A. I was in Avoca.
 Q. What time did you get home?—A. Three o'clock.
 Q. You are not acquainted with everybody in the ward—the First Ward of Mayfield?—A. Not everybody.
 Q. You formerly lived in Jermyn?—A. Yes, sir.
 Q. You have only lived up there about nineteen months?—A. Something like that.
 Q. You can't say whether or not there is another Robert Kelly there?—A. I am pretty sure there is no other Robert Kelly in that ward.

By Mr. GILROY:

- Q. If there was a man by that name there you would know it?—A. Yes, sir.

By Mr. CAREY:

- Q. You are acquainted with the election board, are you?—A. Yes.
 Q. Did you see any of them that day?—A. No, sir.
 Q. Who was on the election board?—A. I didn't go to see.
 Q. You say you are acquainted with them?—A. I would be acquainted if I saw them.
 Q. How do you know you would?—A. I know pretty nearly everybody in the ward except those Russians.
 Now, 12 o'clock m., January 17, 1903, hearing is adjourned until 1.30 o'clock same day.

Now, January 17, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

CHARLES BJORK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward do you live in?—A. The First Ward.
 Q. Where were you born?—A. Sweden.
 Q. When?—A. 1881.
 Q. What day?—A. The 22d of February.
 Q. Then you were 21 years old November 4, 1902?—A. Yes, sir.
 Q. You will be 22 this February?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the First Ward of Mayfield Borough?—A. No, sir.
 Q. Did not vote?—A. No, sir.
 Q. Are you acquainted with the people in that ward?—A. Some of them.
 Q. Is there another man there bearing the same name as you bear?—A. No, sir.
 Q. No other man?—A. No, sir.
 Q. You never paid any tax, did you?—A. No, sir.
 Q. Anywhere?—A. No, sir.

Cross-examination by Mr. CAREY:

- Q. Are you a married man?—A. No, sir.
 Q. Where do you board?—A. Don't board; stay home.
 Q. What is your father's name?—A. Gus Bjork.
 Q. Where does he live—what street?—A. He lives on Poplar street.
 Q. Where were you on election day?—A. I was working.
 Q. Where?—A. At the Erie.
 Q. What doing?—A. Firing.
 Q. Working all day?—A. Yes, sir.
 Q. What time did you get home?—A. Half past 5.
 Q. Where did you go then?—A. Stayed right in the house.

Q. Until what time?—A. I didn't go out at all.

Q. You stayed in all evening?—A. Yes, sir.

Q. Anybody come for you to vote?—A. No, sir.

Q. Didn't go to the polls?—A. No, sir.

The names of the following persons who were subpoenaed to appear at the hearing fixed for this date were called, and they failed to respond to their names when called: David Elkin, William L. Jenkins, William Trezise.

Now, January 17, 1903, at 3 o'clock p. m., hearing is adjourned until January 19, 1903, at 9 o'clock a. m.

Now, January 19, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of testimony of witnesses on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy appears for contestant; Jesse E. Sickler appears for respondent.

E. J. CUFF, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live at Scranton at present; at least, I work there. My home is in Mayfield.

Q. Where did you live November 4, 1902?—A. Mayfield.

Q. Where were you born?—A. Ireland.

Q. When?—A. About 1865.

Q. November 4, 1902, you were how old?—A. About 38.

Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. I come to this country in 1881.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long in that election district, the Third district of Mayfield?—A. Since September, 1892.

Q. You voted in the Third Ward?—A. Yes, sir.

Q. You moved in there in 1892?—A. Yes, sir.

Q. Did you live there from 1892 until the 4th of November, 1902?—A. Yes, sir.

Q. When did you move to Scranton?—A. I didn't move yet.

Q. You just simply are working there?—A. Yes, sir.

Q. Your residence is the Third Ward of Mayfield?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir; I have a part of them here; they have been torn.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, under the seal of the court, dated the 7th of October, 1887, W. G. Thomas, clerk.)

Q. You presented yourself for that certificate?—A. Yes, sir.

Q. And received it yourself?—A. Yes, sir.

Q. Got tax receipts?—A. Yes, sir.

(Witness produces tax receipt No. 55, dated October 24, 1901; received of Edward Cuff, \$9.92, taxes for the year 1901, for the district of Mayfield, including a county tax of \$1.80, P. H. Quinn, collector.)

Q. Do you know when, where, and by whom that tax was assessed?—A. I believe they were assessed by Patrick Dailey or Tighe.

Q. Did you pay that tax yourself?—A. Yes, sir.

Q. Where?—A. In the home of Mr. Quinn.

Q. When?—On the date of the receipt.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. You went into the booth alone?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. I don't need to tell that.

PETER SILARNO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. Italy.

Q. When?—A. 1869.

Q. How long have you lived in the United States?—A. Twenty-three years.

Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the Third Ward of Mayfield, regular polling place?—A. Yes, sir.

Q. How long have you resided in Pennsylvania?—A. About twenty-two years.

Q. How long have you resided in the Third Ward of Mayfield?—A. About four years.

Q. Have you always lived there since four years ago, in that election district, the Third Ward?—A. Yes, sir.

Q. Never moved out?—A. No, sir.

Q. Still living there?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Piatto Silarno, dated the 27th of September, 1890, under the seal of the court, J. H. Thomas, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. You presented yourself for this paper?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated February 19, 1901; received from Petro Solomon \$6.11, part payment of taxes for the year 1900; also receipt No. 2, dated December 6, 1902, received of Peter Solomon \$5, part payment of taxes for 1900, P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Show anybody your ballot after marking it?—A. No, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. No; I don't have to tell.

Q. Have you any objection to telling us?—A. I don't have any objection. I voted for the Anti-Machine ticket. I put a cross in the top and voted the whole of it.

Cross-examination by Mr. SICKLER:

Q. That was your tax receipt given for your taxes?—A. Yes, sir.

Q. That tax receipt was given to you for their payment?—A. Yes, sir.

JOHN GRADY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live where they all live.

Q. What ward?—A. I don't know; the Third Ward, I guess.

Q. You live in the Third Ward of Mayfield?—A. Yes, sir.

Q. Where were you born?—A. Where all good men are—Ireland.

Q. When?—A. It is hard for me to tell.

Q. How old are you?—A. About 62 or 63.

Q. When did you come to the United States?—A. I come when there were damn few in this country. I was here about a year old.

Q. How long have you lived in the United States?—A. Sixty-seven years.

Q. How long have you lived in Pennsylvania?—A. I was about thirty years out of it down around Jersey and in the war.

Q. When did you come back to this section?—A. I come back here about thirteen, fourteen, or fifteen years ago.

Q. You lived in Mayfield fifteen years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I had but they got burned up.

Q. Have you a naturalization paper?—A. I haven't got them here.

Q. These are your tax receipts?—A. Yes, sir.

(Witness produces tax receipt No. 33, dated April 27, 1902, received of John Grady \$9.65, taxes for the year 1902 for the district of Mayfield including a county tax of \$1.57, signed P. H. Quinn, collector.)

Q. You paid these yourself?—A. Very little of the money I pay. The woman does the business.

Q. It was your money paid the taxes?—A. Yes, sir.

Q. You received this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. I voted for neither of them.

Q. You voted at the last election held November 4, 1902, for the office of Congressman for the Tenth Congressional district of Pennsylvania?—A. There was a man that run. I didn't vote for either of the parties.

Q. How do you know that fact?—A. Couldn't I tell?

Q. Did you cut your ticket?—A. No; I didn't have to cut it.

Q. You voted it straight?—A. Yes; if you call that straight.

Q. Did you mark your ballot at the top of the column?—A. No; I made my mark after the man I voted for.

Q. You made your mark after the name of each man?—A. Yes, sir.

MICHAEL RUDDY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The Third Ward of Mayfield.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1878, I think.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. I was about four years of age when I came here.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in the Third Ward of Mayfield?—A. About fourteen years or so.

Q. Have you lived continuously in that ward that time?—A. Yes, sir.

Q. Never moved away?—A. No, sir.

Q. Have you a naturalization paper?—A. I have father's.

Q. Have you naturalization paper?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 140, dated February 17, 1902, received of Michael Ruddy \$2.36 taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Any objection to telling us for whom you voted for Congress?—A. Yes; I refuse to tell that.

Cross-examination by Mr. SICKLER:

Q. What did you say in regard to naturalization papers?—A. I have my father's papers.

Q. Your father was naturalized?—A. Yes, sir.

Q. How old are you?

Mr. GILROY. We object to that, and ask to have it stricken out.

PATRICK WALKER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Mayville.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1864.

Q. Did you vote at the last election, held November 4, 1902, for the office of Representative for the Congress of the United States for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in Pennsylvania?—A. Ever since I was born.

Q. How long in this election district?—A. Since it became an election district.

Q. When did it become an election district—how long before this election?—A. I don't know, exactly, but I have lived in Mayfield fourteen years.

Q. In what is now the Third Ward?—A. Yes, sir.

Q. Have you lived there continuously?—A. Yes, sir.

(Witness produces tax receipt No. 32, dated October 16, 1901, received of Patrick E. Walker \$12.78, taxes for the year 1901 for the district of Mayfield, including a county tax of \$2.27, signed P. H. Quinn, collector.)

- Q. Did you pay that yourself?—A. Yes, sir.
 Q. When and where?—A. At the residence of Mr. Quinn.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

THOMAS GREEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. Third Ward.
 Q. Where were you born?—A. Olyphant, Pa.
 Q. When?—A. 1865.
 Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At the regular polling place of the Third Ward of Mayfield?—A. Yes, sir.
 Q. How long have you lived in that election district?—A. About twenty-one years.
 Q. In the same district?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 63, dated December 12, 1902, for the sum of \$17.10, taxes for the year 1901 for the district of Mayfield, including a county tax of \$2.95, signed P. H. Quinn, collector.)
 Q. Paid this tax yourself?—A. Yes, sir.
 Q. Where?—A. In the house of Mr. Quinn.
 Q. When?—A. The date of the receipt.
 Q. Did you have any assistance in marking your ballot?—A. No, sir.
 Q. Marked it alone?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Show it to anybody before putting it in the box?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Do you have a receipt for the year previous to this?—A. Yes.
 Q. Do you have it here?—A. No, sir.
 Q. Can you tell us from your memory what the date of your other receipt is?
 Mr. GILROY. I object to that.
 A. I can't tell.
 Q. You know that you paid one the year before?
 Mr. GILROY. I object to that.
 A. I paid one.

DANIEL MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What district?—A. The Third Ward.
 Q. Where were you born?—A. Mayfield.
 Q. When?—A. 1877.
 Q. Did you vote at the last election, held November 4, 1902, for the office of a Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir; I didn't vote at all at the last election.
 Q. You didn't vote at the regular polling place in the Third Ward of Mayfield?—A. I didn't vote at all at any place.
 Q. Wasn't near the polls?—A. No, sir.
 Q. Are you pretty well acquainted with the people up there?—A. Yes, sir.
 Q. How long did you say you have lived in that ward?—A. About fifteen years.
 Q. Is there anyone up there by the name of Daniel Meehan besides yourself?—A. No, sir.
 Q. You know that?—A. Yes, sir.

PATRICK MALONEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The Third Ward of Mayfield.
 Q. Where were you born?—A. I was born in Wayne County.
 Q. Pennsylvania?—A. Yes, sir.

Q. When?—A. 1861.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of the borough of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. I always lived here.

Q. How long have you lived in that particular election district—the Third Ward of Mayfield?—A. Between six and seven years.

Q. Did you live there preceding this election for at least sixty days?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 194, dated May 14, 1902, received of P. H. Maloney, \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Pay it to Mr. Quinn?—A. Yes, sir.

Q. Where?—A. In his house.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

JOHN O'MALLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. Wayne County, Pa.

Q. When?—A. 1867.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. Never out of it?—A. No, sir.

Q. How long have you lived in the Third Ward of Mayfield prior to this election?—A. Nine years.

Q. Lived there continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 142, dated February 17, 1902, received from John O'Malley, \$2.24, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. My wife paid it.

Q. You gave her the money to pay it?—A. Yes, sir.

Q. When did you pay it?—A. February.

Q. Where?—A. At my house.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

JAMES MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. Born in Ireland.

Q. When?—A. Couldn't tell exactly; about 33 or 34 years old; it might be a year or two; I am here thirty-three or thirty-four years.

Q. How old were you when you came?—A. Fifteen, going on 16.

Q. You are about 48 years old?—A. Yes, sir.

Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Somewhere about thirty-three or thirty-four years.

Q. How long have you resided in Pennsylvania?—A. I am always here.

Q. How long have you lived in the Third Ward of Mayfield?—A. About fifteen years.

Q. Did you live continuously there?—A. Yes, sir.

Q. Before this election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I have lost them.

Q. Have you a naturalization paper?—A. They were there.

Q. Let me see them.—A. I can't find them.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 193, dated February 17, 1902, received of James Meehan, \$10.38, taxes for the year 1901, for the district of Mayfield, including a county tax of \$1.72, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir; the woman paid it; she is the boss of the job.

Q. She paid it with your money?—A. I suppose.

Q. Paid it to Quinn?—A. Yes, sir.

Q. About the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congress?—A. This is a secret business; that is my own business.

W. A. FARRELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. Jermyn, Pa.

Q. How old are you?—A. Thirty-one.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in this particular district?—A. Twenty-one years.

Q. Have you ever moved out in those twenty-one years?—A. No, sir.

Q. You have lived there with your family?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. C11, dated April 13, 1901, received of William Farrell, \$14.81, taxes for the year 1900, in the district of Mayfield, including a county tax of \$2.32, signed P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. No, sir.

Q. Who paid it?—A. I was a little slow in paying it, and it was turned in at the breaker.

Q. You finally paid it?—A. Yes, sir.

Q. It was your money paid it?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No, sir.

Q. Mark it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

MICHAEL A. FARRELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What district?—A. The Third.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1857.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Voted at the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. Since 1882, July.

Q. In Pennsylvania?—A. The same time.

Q. How long in that election district?—A. About six years.

Q. Have you got a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Michael A. Farrell, dated 4th of October, 1888, Thos. H. Dale, prothonotary, under the seal of the court.)

(Witness produces tax receipt No. 67, dated October 16, 1901, received of Michael A. Farrell, \$12.71, taxes for the year 1901, including a county tax of \$2.23, signed P. H. Quinn, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you know when, where, and by whom this tax was assessed?—A. I believe it was assessed by Dailey.

Q. You don't know when and where?—A. No.

Q. You paid this tax on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

P. F. MURRAY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third.

Q. Where were you born?—A. Mayfield.

Q. How old are you?—A. Twenty-seven.

Q. When were you 27?—A. In March.

Q. Last March?—A. Yes, sir.

Q. Did you vote at this election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in Pennsylvania?—A. All my life, for twenty-seven years.

Q. How long in the Third Ward of Mayfield?—A. Somewhere between seven and nine years.

Q. You always have remained there, have you, in that ward for that time?—A. Yes, sir.

Q. Were you living there sixty days before this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 19, dated April 15, 1902, received of P. F. Murray \$2.85, taxes for the year 1901, in the district of Mayfield, including a county tax of 47 cents, signed P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When did you pay it?—A. I don't know exactly when.

Q. Did you pay it anywhere around the date of this receipt?—A. I think the receipt is the date when I paid it.

Q. You paid it the date of the receipt?—A. I paid it the date of the receipt.

Q. To whom did you pay it?—A. Quinn, the collector.

Q. Where did you pay it?—A. Mayfield.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Mark it yourself?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

JOHN CAMPBELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield, Third Ward.

Q. Where were you born?—Pennsylvania; Honesdale.

Q. When?—A. 1868.

Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. Thirty-four years.

Q. Did you live in this election district at least sixty days before this election?—

A. Yes, sir; seventeen or eighteen years.

Q. Continuously there for that time?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 184, dated March 21, 1902, received of John Campbell \$4.79, taxes for the year 1901, including a county tax of 79 cents, signed P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Quinn.

Q. When?—A. The date of the receipt.

Q. Had you any assistance in marking your ballot?—A. No, sir.

Q. Mark it yourself?—A. Yes, sir.

Q. Did you go in the booth alone?—A. Yes, sir.

Q. Put the ballot in the box yourself?—A. Yes, sir; I put it in the box myself.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

PETER CAMPBELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The Third Ward of Mayfield.

Q. Where were you born?—A. Honesdale.

Q. How long ago?—A. 1876.

Q. What day of the month?—A. The 1st of April.

Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in that election district, the Third Ward of Mayfield?—A. Between seventeen and eighteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 29, dated April 26, 1902, received of Peter Campbell \$2.25, taxes for the year 1901, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. To whom did you pay these taxes?—A. I didn't pay it; my sister paid it; it was paid to Quinn's wife.

Q. Where?—A. In his house.

Q. When?—A. The date of the receipt.

Q. Your money paid for the taxes?—A. Yes, sir.

Q. Did you receive any assistance in marking the ballot?—A. No.

Q. Go into the booth alone?—A. Yes, sir.

Q. Put your ballot into the box?—A. Yes, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. File an affidavit?—A. No, sir.

PETER FORBES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. Third Ward.

Q. Where were you born?—A. About 4 miles from here, in Carbondale.

Q. When?—A. Long enough to be entitled to vote. I was born about fifty-five years ago.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At what district did you vote?—A. At the Third Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. All my life except a couple of years I was out.

Q. How long have you resided in that election district—the Third Ward of Mayfield?—A. Eighteen years.

Q. You have gone away at certain times?—A. Yes, sir.

Q. When did you leave?—A. Twenty-five years or more ago.

Q. You have lived there continuously in that district at least a year before the election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. B14, dated May 28, 1902, received of Peter Forbes \$10.09, taxes for the year 1901, for the district of Mayfield, including a county tax of \$1.76, signed P. H. Quinn, collector.)

Q. Where have you had this receipt since the time you paid this tax? Have you been in possession of it?—A. Yes, sir.

Q. All the time?—A. Yes, sir.

Q. When did you pay it?—A. May 28, on the date it is marked there.

Q. To whom did you pay this?—A. Quinn.

Q. Where?—A. In Mayfield.

Q. This has been in your possession all the while?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. You went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ANTHONY LALLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About—I think it is 1849 I was born; I am not sure; 1848 or 1849.
 Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Did you vote at the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.
 Q. How long have you resided in the United States?—A. About twenty-eight or twenty-nine years.
 Q. How long have you resided in Pennsylvania?—A. The whole of the time with the exception of one year.
 Q. What year was that?—A. The year I come to the country.
 Q. How long have you resided in this election district, the Third Ward of Mayfield?—A. Ten years.
 Q. Ever since it has been divided into wards?—A. Yes, sir.
 Q. You were there continuously for ten years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Anthony Lally, dated the 9th of July, 1897, under the seal of the court, by C. E. Pryor, prothonotary.)
 Q. You went yourself for these papers, did you?—A. Yes, sir.
 Q. They were issued to you?—A. Yes, sir.
 Q. After an examination by the judge of the court?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 68, dated February 28, 1901, received of Anthony Lally \$10.20, taxes for the year 1900 for the district of Mayfield, including a county tax of \$1.72, signed P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. Quinn.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance in marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Show it to anybody before depositing it?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

MARTIN MURRAY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1864.
 Q. What date?—A. November 15.
 Q. Did you vote at the last election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. What ward did you vote at?—A. The Third Ward.
 Q. How long have you resided in the United States?—A. About twenty-two years.
 Q. How long have you resided in Pennsylvania?—A. I was three years in the South and in Pennsylvania ever since.
 Q. What three years were you South?—A. 1884 I went down.
 Q. Came back when?—A. In 1887.
 Q. You have been residing in the Third Ward of Mayfield since 1888?—A. No, sir; I came to Mayfield in 1900.
 Q. You moved into Mayfield then?—A. Yes, sir.
 Q. Have you been living there continuously since all that time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization paper, issued out of the court of common pleas of Lackawanna County to Martin Murray, dated the 5th of October, 1894, under the seal of the court, by C. E. Pryor, prothonotary.)

Q. You got these yourself?—A. Yes, sir.

Q. They were issued to you?—A. Yes, sir.

Q. You appeared before the court and were examined?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 82, dated January 10, 1902, received of Martin Murray \$10.23, taxes for the year 1901 for the district of Mayfield, including a county tax of \$1.77, signed P. H. Quinn, collector.)

Q. Do you know when, where, and by whom these were assessed?—A. The date is on the taxes.

Q. Do you know when you paid it?—A. The date of the tax receipt.

Q. You paid Mr. Quinn?—A. Yes, sir.

Q. Where?—A. Mayfield.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Show anybody your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I won't tell that; I don't need to tell.

PATRICK SHERIDAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The Third Ward of Mayfield.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't exactly tell; 1851 or 1852.

Q. Did you vote at the election held November 4, 1902, for the office of Representative for Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. At the regular polling place for the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you resided in the United States?—A. For twenty years; came here in 1883.

Q. How long have you resided in Pennsylvania?—A. All the time.

Q. How long have you resided in the Third Ward of Mayfield?—A. I guess about pretty nearly all that time.

Q. Never moved away since you came?—A. No, sir.

Q. You came there eighteen or twenty years ago?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, under the seal of the court, dated the 7th of October, 1892, to Patrick Sheridan.)

Q. You presented yourself for this?—A. Yes, sir.

Q. And received it from the court?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 103, dated January 23, 1901, received of Patrick Sheridan \$11.23, taxes for the year 1900 for the district of Mayfield, including a county tax of \$1.89, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Do you know when, where, and by whom this tax was assessed?—A. I couldn't say; I think it was Dailey.

Q. You don't know when it was assessed?—A. No, sir.

Q. You paid it to whom?—A. Mrs. Quinn.

Q. Did you receive a receipt for this tax or did you receive it later?—A. I received it whenever I paid the money.

Q. Did you pay it to P. H. Quinn or to her?—A. I don't know; maybe he put his name on it.

Q. She handed you the receipt?—A. Yes, sir.

Q. Do you remember the day you paid it?—A. Yes, sir.

Q. Did you notice the date of the receipt when you paid it?—A. Yes, sir.

Q. Was that the date you paid it, January 23, 1901?—A. Yes, sir.

Q. You say Mr. Quinn wasn't there?—A. He was on the night shift.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Show it to anybody before putting it in the box?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Any objection to telling us for whom you voted for Congress?—A. Yes, sir.

MICHAEL LALLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third Ward.
 Q. Where were you born?—A. I was born in Lost Creek, Pa.
 Q. How old are you?—A. Twenty-four.
 Q. When were you 24?—A. Last May.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Mayfield.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you resided in the Third Ward of Mayfield?—A. Ever since I came to the place.
 Q. When did you come?—A. I couldn't tell you exactly what year; about eleven years ago.
 Q. Have you been living in Mayfield eleven years, since that time?—A. Yes, sir.
 Q. Have you moved away during that period?—A. No, sir.
 Q. You were living there eleven years before this election?—A. Yes.
 Q. Continuously?—A. Yes, sir.
 Q. Did you reside there at least sixty days before this election?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. I lost them.
 Q. Did you receive any assistance in marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Show anybody your ballot?—A. No, sir.
 Q. Put it in the box yourself?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. Did you say you have a tax receipt?—A. I lost it.
 Mr. GILROY. I move to strike that out.
 Q. When did you pay your last taxes?
 Mr. GILROY. I object to the question.
 A. I paid it in 1900.
 Q. Didn't you say you paid one in 1901?—A. Yes, sir.
 Q. You paid them yourself?—A. Yes, sir.
 Q. To the collector?—A. Yes, sir.
 Mr. GILROY. I move to strike out the cross-examination.

THOMAS REDDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1879.
 Q. What day and month?—A. The 15th of December.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.
 Q. How long have you resided in the United States?—A. I was about two years old when I came.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in that election district?—A. Sixteen or fifteen years.
 Q. You lived there at least sixty days prior to this election held November 4, 1902?—A. No, sir; I was away. I went away in May and I didn't come back until the 12th of November.
 Q. Where were you?—A. I was all over the country.
 Q. You were not back in time to vote?—A. No, sir.
 Q. Away about six months?—A. Yes, sir.
 Q. You have lived in that district about how long?—A. About fifteen years.
 Q. You are well acquainted with everybody there?—A. Yes, sir.
 Q. Do you know all the Reddys?—A. Yes, sir.
 Q. Do you know whether there is another man by the name of Thomas Reddy in that district?—A. No, sir.
 Q. If there was such a man you would know him?—A. Yes, sir.
 Q. You have a family living there?—A. My brother's; yes.
 Q. Nearly all your brothers voted at this election?—A. I don't know.
 Q. You have a brother Michael?—A. Yes, sir.
 Q. You didn't vote?—A. No, sir.

W. H. VANGOREEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What ward do you live in?—A. The Third Ward.
- Q. Where were you born?—A. Wyoming County, Meshoppen.
- Q. What is your age?—A. I was born in 1874, January 28th.
- Q. You are twenty-eight or twenty-nine years old?—A. Twenty-nine the 28th.
- Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Did you vote at the regular polling place in the Third Ward of Mayfield?—A. Yes, sir.
- Q. How long have you resided in Pennsylvania?—A. Seven years the last time.
- Q. How long in that election district?—A. Six years last fall.
- Q. That is in what is now the Third Ward of Mayfield?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 31, dated June 17, 1902—received of William Van Gorden taxes for the year 1901, including a county tax for 33 cents, signed P. H. Quinn, collector.)
- Q. Do you know when, where, and by whom this tax was assessed?—A. Mr. Dailey was the assessor.
- Q. Do you know when and where?—A. Assessed at the house, I suppose.
- Q. Did you pay it yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. Quinn.
- Q. When?—A. When it is dated there.
- Q. Did you pay it the date of the receipt?—A. Yes, sir.
- Q. Did you pay part on account?—A. No, sir.
- Q. Where did you pay it?—A. Up in Mayfield, at E. F. Edmunds's; I met him there.
- Q. Did you receive any assistance in marking your ballot?—A. No.
- Q. Marked it alone?—A. Yes, sir.
- Q. Went in the booth alone?—A. Yes, sir.
- Q. Show it to anybody?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

JOHN McDONALD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Schuylkill County.
- Q. Where do you live?—A. Mayfield.
- Q. What ward?—A. Third Ward.
- Q. Born in Pennsylvania?—A. Yes, sir.
- Q. When?—A. In 1872, I guess.
- Q. What month?—A. The 19th of June.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. No, sir.
- Q. If you had voted you would have voted in the Third Ward of Mayfield?—A. Yes, sir.
- Q. How long have you resided in the Third Ward of Mayfield?—A. Between nine and ten years.
- Q. Lived there continuously?—A. Yes, sir.
- Q. Were you home election day, November, 1902?—A. Yes, sir.
- Q. You say you did not vote?—A. No, sir.
- Q. How do you know that?—A. Well, I wasn't feeling very well and didn't go to the polls.
- Q. You have lived up there in that ward long enough to know pretty nearly everybody in it?—A. Yes, sir.
- Q. Is there another man in that ward by the name of yourself?—A. There is a little boy.
- Q. How old is he?—A. I couldn't tell; he is about 16 or 17.

ED. KILGALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Third Ward.
- Q. Where were you born?—A. Mayfield, Third Ward.
- Q. When?—A. Twenty-five years ago.

Q. What day and date?—A. I couldn't tell you; October the 9th.

Q. When were you 25?—A. Last October.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. Your regular polling place to vote is the Third Ward of Mayfield?—A. Yes, sir.

Q. How long have you lived in the Third Ward?—A. I was born and raised there.

Q. And lived in that district all your life?—A. Yes, sir.

Q. You say you did not vote at that election at all?—A. No, sir.

Q. Are you pretty well acquainted with the people in that ward?—A. Yes, sir.

Q. Is there another man living in that ward by the name of Ed. Kilgallon, save yourself?—A. No, sir.

Q. If there was such a man you would know him?—A. Yes, sir.

PATRICK HEALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1867.

Q. The day and date?—A. March 15.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. Did not vote?—A. No, sir.

Q. How long have you resided in Pennsylvania?—A. About thirty-four years.

Q. You have naturalization papers?—A. No, sir.

Q. Never got any?—A. No, sir.

Q. How long have you lived in that district, the Third Ward of Mayfield?—A. About a year and a half.

Q. You are pretty well acquainted with the voters up there?—A. Not very well.

Q. Is there another man by the name of Patrick Healey in that ward?—A. Not that I know of.

Q. If there was a man by that name there you would know him?—A. Yes, sir.

Q. To the best of your knowledge there is no other man by the name of Patrick Healey living there; to the best of your knowledge?—A. No; to the best of my knowledge.

ARTHUR MORGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. In this State, Pennsylvania.

Q. What town?—A. Archbald.

Q. When?—A. 1867.

Q. What day and month?—A. July 18.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. No, sir.

Q. How long have you resided in Pennsylvania?—A. Since I was born.

Q. How long have you resided in the Third Ward of Mayfield?—A. Ever since it was cut up.

Q. The borough was divided and separated into wards about two years ago?—A. I don't know how long it is.

Q. You have lived in that district there ever since it was divided, and you lived there before that time?—A. Yes; thirteen years.

Q. You are pretty well acquainted with the voters of Mayfield?—A. Yes, sir.

Q. You are pretty well acquainted with the voters in your ward?—A. Yes, sir.

Q. Is there another man living in that ward by the name of Arthur Morgan?—A. Not that I know of.

Q. Is there another family there in that ward by that name?—A. Not that I know of.

Q. You say you didn't vote?—A. No, sir.

By Mr. SICKLER:

Q. I understand you to say you are not very well acquainted there.—A. I am acquainted there; yes. I lived there thirteen years.

FRANK COGGINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Third Ward.
 Q. Where were you born?—A. Honesdale, Wayne County.
 Q. What day and month and year?—A. The 15th of April, 1859.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At the regular polling place for the Third Ward of Mayfield?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in this election district, the Third Ward of Mayfield?—A. I lived in Mayfield Borough about eighteen years. I lived in that district continuously about ten years.
 Q. What is now the Third Ward, you have been living there ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 168, dated March 13, 1902, received from Frank Coggins \$14.27, taxes for the year 1901 for the district of Mayfield, including a county tax of \$2.38, signed P. H. Quinn, collector, per M.)
 Q. Do you know when, where, and by whom this tax was assessed?—A. Patrick Dailey.
 Q. When and where?—A. At the house.
 Q. Did you pay that tax yourself?—A. No, sir.
 Q. Who paid it?—A. My wife.
 Q. Paid it for you with your money?—A. Yes, sir.
 Q. Do you know when and where she paid it?—A. Yes, sir.
 Q. When and where?—A. The 13th day of March, to the tax collector's house, in Mayfield.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Any objection to telling us for whom you voted for the office of Congress?—A. I just as leave keep that to myself.

HUGH MARLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Third Ward.
 Q. Where were you born?—A. Pittston, Pa.
 Q. When?—A. On the 10th of April, 1859.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. At what district did you vote?—A. The Third Ward.
 Q. Of Mayfield?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Mayfield Borough?—A. Since it became a ward.
 Q. How long has that been?—A. About a year and a half or so.
 Q. You voted there hitherto?—A. Yes, sir.
 Q. And you have lived there continuously in that district since it has been made a district?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. B13, dated May 27, 1902, received of Hugh Marley \$16.67, taxes for the year 1901 for the district of Mayfield, including a county tax of \$2.79, signed P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. P. H. Quinn.
 Q. Where did you pay it?—A. In his office.
 Q. He signed the receipt and gave it to you?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Remain there alone?—A. Yes, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. Yes, sir.
 Q. File an affidavit?—A. No, sir.

MICHAEL MADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't tell exactly.
 Q. Give us the year.—A. I ain't sure.
 Q. How old are you?—A. About 34.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. You voted at the Third Ward of Mayfield?—A. Yes, sir.
 Q. When did you come to the United States?—A. I believe in 1882.
 Q. You were about how old when you came here?—A. Between 16 and 17.
 Q. How long in Pennsylvania, this State?—A. I am here about sixteen or seventeen years.
 Q. You came immediately to Pennsylvania when you came to this country?—A. Yes, sir.
 Q. How long have you resided in the Third Ward of Mayfield?—A. About twelve or thirteen years.
 Q. Have you lived there continuously all that time in Mayfield?—A. Yes, sir.
 Q. Ever move away in that time?—A. I moved away just a few months during the strike.
 Q. Where did you move to?—A. New York State.
 Q. When did you move away?—A. I moved away in August, I guess.
 Q. Then you came back after the strike closed?—A. When they started to work.
 Q. When did you come back—after the thing had been settled or before?—A. When the men started to work—three or four days before.
 Q. Not longer than a week before?—A. No, sir.
 Q. They started to work what date?—A. I think it was on Wednesday or Thursday.
 Q. You came back a week before that?—A. Yes, sir.
 Q. What were you doing in New York?—A. Working there.
 Q. Are you a married man?—A. No, sir.
 Q. You got a job there and worked there?—A. Yes, sir.
 Q. You remained there six or seven months?—A. I wasn't there only about two months.
 Q. Do you know how soon before this election that you returned?—A. I returned a week before they started to work, whatever time they started to work.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. Where are they?—A. They are here.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Madden, dated the 25th of September, 1890, under the seal of the court, by J. H. Thomas, clerk.)
 Q. You presented yourself for this certificate?—A. Yes, sir.
 Q. Got a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 44, dated May 10, 1902, received of Michael Madden the sum of \$2.85, taxes for the year 1901 for the district of Mayfield, including a county tax of 47 cents, signed P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Do you know when you paid it?—A. Yes, sir.
 Q. When and where?—A. I paid it at his home; I was living just across the road.
 Q. You paid it at his home?—A. Yes, sir.
 Q. To him?—A. Yes, sir.
 Q. Do you know when?—A. It was paid at—it was about the 10th of May, I think.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Tell anybody how you voted?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Any objection to telling us for whom you voted for Congress?—A. No, sir; I won't tell you who I voted for, but I voted for Mr. Howells.

Cross-examination by Mr. SICKLER:

- Q. When you went to New York you went there for the purpose of working during the strike?—A. Yes, sir.
 Q. You didn't move to New York?—A. No, sir.
 Q. You didn't intend to stay?—A. No, sir.
 Q. You didn't change your residence?—A. No.

By Mr. GILROY:

- Q. You were out of a job here?—A. Yes, sir; we were all idle.
 Q. You got employment in New York State?—A. Yes, sir.
 Q. You bettered yourself when you went up there?—A. Yes, sir.
 Q. If you could get a job in New York State and better yourself there you would go there and stay there?—A. I couldn't say that.
 Q. If you could better yourself in New York State you would go there?—A. Yes, sir.
 Q. If this strike would have continued for a year longer you would not have come back?—A. I intended to come back.
 Q. What brought you back, the settlement of the strike?—A. Yes.
 Q. If this strike had continued several months longer you would not have come back until there was a fair chance of having that strike settled and getting your employment?—A. I couldn't say that.
 Q. And if the strike would have continued a year longer you would have stayed there that much longer?—A. Perhaps I would.

By Mr. SICKLER:

- Q. Your intentions when you went was to stay until the strike was settled?—A. Yes, sir.
 Q. And you intended to return here?—A. Yes, I intended to return.

PATRICK REDDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield; Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About 1876, I guess.
 Q. Do you remember the day and month?—A. No, sir.
 Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Mayfield; Third Ward.
 Q. Is that the only place you voted?—A. Yes, sir.
 Q. How long have you resided in the United States?—A. Since I was 2 years old.
 Q. How long in Pennsylvania?—A. Pretty nearly all my life; three years down in Luzerne.
 Q. How long have you lived in this election district, the Third Ward of Mayfield?—A. About fifteen years.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Did you move away in the fifteen years?—A. Yes; I was a month, and came back.
 Q. Where were you that month?—A. In New York State.
 Q. When?—A. August.
 Q. What day in August did you leave?—A. The first week.
 Q. You were there how long?—A. I came back the beginning of the week of the next month.
 Q. Do you remember what part of the week the next week?—A. The latter part.
 Q. What date did you come back?—A. Around Thursday or Friday.
 Q. Do you remember the date of that?—A. No, sir.
 Q. The first of September was Monday; are you sure you came back Friday or Thursday of that week?—A. Yes, sir; I got back a few days before Sunday.
 Q. You came back Friday, at least?—A. Yes, sir.
 Q. You will not swear you were here Friday?—A. Thursday or Friday.
 Q. You won't swear you were here Thursday?—A. Yes, sir.
 Q. You were not on a visit?—A. No.
 Q. Making your living?—A. Yes, sir.
 Q. Boarding?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. Did you live with your parents in Mayfield?—A. Yes, sir.
 Q. Were you ever naturalized?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. I have my father's with me.
 Q. Have you your papers?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 108, dated March 14, 1902, received of Patrick Reddy \$2.36, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector, per M.)

- Q. Do you know when, where, and by whom this tax was assessed?—A. No, sir.
 Q. Do you know when it was paid?—A. It was paid on the 14th, the date of the receipt.
 Q. To whom did you pay it?—A. Mrs. Quinn.
 Q. You gave her the money?—A. Yes, sir.
 Q. She gave you this receipt?—A. Yes, sir.
 Q. Did you see her writing the receipt?—A. Yes, sir.
 Q. You paid all the taxes on this day?—A. Yes, sir.
 Q. You didn't make a partial payment on account?—A. No, sir.
 Q. You didn't ask him for the receipt without paying him the money?—A. No, sir; I paid it.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it alone?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Bet anything on this election?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Wasn't challenged by the board at all?—A. No, sir.
 Q. Didn't ask you whether you resided outside of the State at all?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. When you went to New York State you didn't intend to stay there, did you?—A. No, sir.
 Q. You didn't intend to make that your home?—A. No, sir.
 Q. You went there temporarily to get work during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.

JOHN F. FARRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third Ward.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1867.
 Q. What day and month?—A. The 22d of December.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Third Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long have you lived in the Third Ward of Mayfield?—A. About twenty-two years.
 Q. Have you lived continuously there?—A. Yes, sir.
 Q. Have you lived in the Third Ward that long?—A. Yes, sir.
 Q. Have you ever moved away from the ward that long?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated July 31 (no year), received of J. F. Farrell \$6, on account of taxes for 1901, P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. I don't know whether I did or not; he came to the house, and I forget whether I paid it or my wife.
 Q. Your money paid it?—A. Yes, sir.
 Q. He gave you this receipt?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—No, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Put the ballot in the box yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Have you any objection to telling us whom you voted for for Congress at that election?—A. I know how to vote.
 Q. Then you have objection to telling us for whom you voted?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. It was this last summer you paid that?—A. I forget; the tax collector came to the house; I have the 1902 tax receipt up there.
 Q. Was the money for which this receipt was given paid during the year 1901?—A. Yes, sir.

MICHAEL BARRETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I forget.
 Q. Do you know the year?—A. I know, but I can't think.
 Q. How old are you now?—A. About 40.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Did you vote for Congressman at that election?—A. Yes, sir.
 Q. Where did you vote?—A. Edmunds, Mayfield.
 Q. What ward is that?—A. The Third Ward.
 Q. How long have you lived in the United States?—A. 1883, I think.
 Q. How long in this State—Pennsylvania?—A. Ever since I came.
 Q. How long have you lived in the Third Ward of Mayfield?—A. About eleven months.
 Q. When did you move into the ward?—A. In March, the 18th, 1902.
 Q. Where did you move from into the ward?—A. From Archbald.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Barrett dated the 2d of October, 1896, under the seal of the court, by J. H. Thomas, clerk.)
 Q. Did you go down for this paper yourself?—A. Yes, sir.
 Q. Appear before the judge?—A. Yes, sir.
 Q. And you were sworn there?—A. Yes, sir.
 Q. And you answered the questions correctly he put to you?—A. Yes, sir.
 Q. You received this from Mr. Thomas, the clerk of the court—this paper?—A. Yes, sir.
 Q. You received it in this year, did you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated February 5, 1901, to Michael Barrett, 1st, for \$3.76, taxes for the year 1901, in the Third Ward of Archbald, including a county tax of 53 cents, signed, P. J. McDonald, collector. Over the face of the receipt is marked, "duplicate.")
 Q. Have you the original tax receipt?—A. That is all I have.
 Q. When you paid the tax you got this receipt?—A. The one I had I lost and he made that out.
 Q. When did you go down?—A. A couple of days ago.
 Q. Since you are subpoenaed in this case?—A. Yes, sir.
 Q. After you got your subpoena you found you didn't have your tax receipt?—A. Sometimes I rolled them up, and I lost them.
 Q. When you were subpoenaed you went down and saw Mr. McDonald?—A. Yes, sir.
 Q. You went down to see if you paid taxes?—A. I knew I paid them.
 Q. Did he look in his books to see if you paid any taxes?—A. Yes.
 Q. He told you he would help you out with a receipt?—A. He told me he would give it to me.
 Q. How many Barretts live down in Archbald?—A. There is none in the same ward with me; there is a couple, but no Mike.
 Q. You lived before this in the Third Ward of Archbald?—A. Yes, sir.
 Q. Do you know any other Michael Barretts down there in Archbald?—A. No, sir.
 Q. This tax receipt is marked Michael Barrett, 1st, so that there must be a couple of Michael Barretts down there?—A. There is only two brothers now.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Do you know when you paid it?—A. Doesn't it say there?
 Q. Did you pay it yourself?—A. Yes, sir.
 Q. You paid it on that date, February 5, 1901?—A. Yes, sir.
 Q. Who did you pay it to?—A. Pat McDonnell, the tax collector.
 Q. Do you own any property in Archbald?—A. No, sir.
 Q. How long have you lived in Archbald?—A. About sixteen years.
 Q. Is this the only tax you ever paid in Archbald?—A. No, sir; I paid every year.
 Q. You have been living in Mayfield ever since you moved up?—A. Yes; up in Edmunds.
 Q. You didn't move away?—A. A little during the strike.
 Q. Where did you go during the strike?—A. I went out to the country a little while.

- Q. Where?—A. Out toward Scott.
 Q. Working on the farm?—A. Yes, sir.
 Q. You were not scabbing it?—A. No, sir; I was only a couple of days in it.
 Q. You are a married man?—A. No, sir.
 Q. You are boarding in Mayfield?—A. Yes, sir.
 Q. How long were you away from there, when you went away from work?—A. When the strike was settled I went back.
 Q. You moved there in March?—A. Yes, sir.
 Q. The strike came on about a month after that?—A. No; later.
 Q. After the strike came, how long did you remain in Mayfield, a month or two?—A. A month after the strike.
 Q. You didn't go back until the strike was settled?—A. A couple of months more I came back.
 Q. You came back when the strike was settled?—A. Yes; the night before.
 Q. And then went to work?—A. Yes, sir.
 Q. You live wherever you work?—A. Yes, sir.
 Q. You live wherever you can do the best?—A. Yes, sir.
 Q. So that after the strike you had to go out to get employment somewhere else?—A. Yes, sir.
 Q. And if you had received better employment while you were away you would have stayed?—A. Yes, sir.
 Q. You go where you can do the best?—A. Yes, sir.
 Q. If you could get better money in Scranton you would go there?—A. I don't know about that.
 Q. You didn't go back until the strike was settled?—A. No, sir.
 Q. And that was about the last of October?—A. The 23d, I think.

Cross-examination by Mr. SICKLER:

- Q. Before you went away you had a steady job at Mayfield?—A. Yes, sir.
 Q. And you expected to stay there if there had not been a strike?—A. I would stay there; yes.
 Q. You intended to stay there?—A. Yes, sir.
 Q. And when went away during the strike you intended to return as soon as the strike was settled?—A. Yes, sir.
 Q. You didn't intend to remain away?—A. No, sir.

By Mr. GILROY:

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You voted at that election in November, 1902?—A. Yes, sir.
 Q. You voted for a Congressman?—A. Yes, sir.
 Q. You voted in the Third Ward of Mayfield?—A. Yes, sir.
 Q. Didn't vote anywhere else?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Go into the booth alone?—A. No, sir.
 Q. Remain there alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. You didn't file an affidavit?—A. No, sir.

THOMAS O'NEILL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. About forty-two years.
 Q. When were you born?—A. 1859.
 Q. How long have you lived in the Third Ward of Mayfield?—A. About sixteen months.
 Q. When did you move there?—A. The first of October a year ago.
 Q. 1901?—A. Yes, sir.
 Q. You lived there a year before the election?—A. Yes, sir.
 Q. You were there before the borough was cut up into wards?—A. No, sir.
 Q. You lived there continuously in that ward since October 1, 1901?—A. Yes, sir.
 Q. Never moved away?—A. No, sir.

- Q. Didn't move away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 668, dated November 2, 1901, received of Thomas O'Neill, assessed in Forest City, including a tax for county of \$1.98, total amount of tax \$14.40.)
 Q. You paid this tax yourself?—A. My wife.
 Q. Do you know to whom she paid it?—A. She said she paid it to Freedman.
 Q. He is not the collector?—A. He was the collector at that time.
 Q. Do you know who assessed this tax and where it was assessed?—A. F. J. Hood was the assessor.
 Q. Where was it assessed; on what property?—A. On property in Forest City.
 Q. That is this State?—A. Yes; Susquehanna County.
 Q. Ever pay any taxes in Lackawanna County?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Any objection to telling for whom you voted for the office of Congress?—A. That is going quite a ways.
 Q. If you are ashamed to tell, we don't want to know?—A. I am not ashamed.
 Cross-examination by Mr. SICKLER:
 Q. To whom did your wife pay this tax?—A. To Mr. Freedman, she said she paid it.
 Q. It was paid at your instance; you told her to pay the taxes?—A. Yes, sir.
 Q. Where does this assessor live?—A. Forest City.
 Mr. GILROY. We move to strike out the cross-examination.

M. L. McCARTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The Second Ward of Mayfield.
 Q. Where were you born?—A. Scranton.
 Q. When and where?—A. 1875, February 27.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in the Second Ward of Mayfield?—A. The biggest part of my life; about twenty-six or twenty-seven years.
 Q. Always lived in Mayfield?—A. Yes, sir.
 Q. Have you ever moved away?—A. No, sir.
 Q. Did you ever leave there?—A. I left there for a few days.
 Q. You went there on a business trip?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 178, dated February 20, 1902; received of M. L. McCarty, \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector, per M.)
 Q. Pay this tax yourself?—A. Yes, sir; I sent it over; it was paid at my instance.
 Q. How much did you send over?—A. The amount that the receipt calls for.
 Q. When did you send it over?—A. The date, I believe, is there.
 Q. Where did you send it?—A. To P. H. Quinn.
 Q. To his house?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you on the election board?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Filed no affidavit?—A. No, sir.

HUGH BRADY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third Ward.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When?—A. I couldn't tell you.
 Q. How old are you?—A. Thirty-nine.
 Q. Did you vote at the election held November 4, 1902, for the office of Repre-

sentative in Congress for the Tenth Congressional district of Pennsylvania, in the Third Ward of Mayfield?—A. No, sir.

Q. Did not vote?—A. No, sir.

Q. How long have you resided in Pennsylvania?—A. I am here quite a while.

Q. Longer than ten years?—A. Yes, sir.

Q. Have you lived there continuously in that election district for ten years?—A. Yes, sir.

Q. You know everybody in that ward?—A. Yes, sir.

Q. Is there another man in that ward by the name of Hugh Brady besides your self?—A. There is in the Second Ward.

Q. In this Third Ward, and the ward in which you voted, there is no other Hugh Brady besides yourself?—A. No, sir.

Q. You say you didn't vote?—A. No, sir.

Q. Sick that day?—A. No, sir.

Q. Didn't want to vote?—A. No, sir.

Q. You know you didn't go to the polls?—A. No, sir.

Now, 12 o'clock m., January 19, 1903, hearing is adjourned until 1.30 o'clock p. m., same day.

Now, January 19, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

TIMOTHY BRADY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. Third Ward.

Q. Where were you born?—A. This State; Wayne County.

Q. When?—A. 1858.

Q. What day of the month?—A. The 25th of September.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. I voted in the Third Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. All my life. I have been in other States, but I am back in this State about twelve years, except three months last summer I was out of it.

Q. How long have you lived in Mayfield—the Third Ward?—A. Since the ward has been erected.

Q. When did you move last summer?—A. In August.

Q. Where did you go?—A. Pittsburg.

Q. Not out of the State?—A. No, sir.

Q. How long were you in Pittsburg?—A. I left Pittsburg then on the 29th of October; I got here somewhere about the 1st or the 2d of November.

Q. Did you pay a State or county tax?—A. The last in 1900.

Q. Have you a tax receipt?—A. No; I haven't my 1900.

Q. Have you a tax receipt?—A. No; I haven't.

Q. Did you have assistance marking the ballot?—A. No, sir.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Put your ballot into the box yourself?—A. Yes, sir.

Q. Show it to anybody before you put it in?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Any objection to telling us for whom you voted for Congress?—A. There is no occasion to tell it.

Cross-examination by Mr. SICKLER:

Q. You went to Pittsburg in August?—A. Yes, sir.

Q. When you went to Pittsburg it wasn't with the intention of staying there permanently?—A. No, sir.

Q. You went out there with the intention of coming back?—A. Yes.

Redirect examination by Mr. GILROY:

Q. If you had done better in Pittsburg than you did here you would have stayed?—A. No; I don't think I would.

Q. For instance, if you would get \$2 a day here and you got \$4 a day there you would have stayed?—A. I don't think I could get \$4 there.

Q. If you could, in other words, you would make your home where you can do the best for yourself?—A. My home was here, and I had to get back to it.

Q. If you had found things better than here you would have stayed there, would you not?—A. I don't know how I could answer that.

Q. You are rooted to this spot here and can not be moved?—A. There is no such thing as a man can not be moved.

Q. There was a strike on here at the time?—A. Yes, sir.

Q. It was necessary for you to go and look for work?—A. Yes.

Q. And you worked there, did you?—A. Yes, sir.

Q. Until when?—A. Until the strike was settled.

Q. And then you came back here?—A. Yes, sir.

Q. And since that time you have been here?—A. Yes, sir.

Recross-examination by Mr. SICKLER:

Q. When did you say you paid your last tax?

Mr. GILROY. I object to that; the tax receipt is the best evidence.

A. In 1900.

Q. What time?

Mr. GILROY. I object to that.

A. I couldn't rightly recall the date; there is no use of my trying to guess at it.

Mr. GILROY. We move to have the questions and answers on cross-examination stricken out.

CHARLES QUINN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Mayfield.

Q. Where were you born?—A. Born in Wayne County, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. About thirty-six years.

Q. How long in the Third Ward of Mayfield?—A. About thirty-one years.

Q. Continuously?—A. Yes, sir.

Q. Never moved out at any time?—A. No, sir.

Q. Never away during the strike?—A. No, sir.

Q. Still live there?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No D172, dated December 14, 1901, received of Charles Quinn, \$2.25 taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. When and where?—A. In his house.

Q. To whom?—A. P. H. Quinn.

Q. When?—A. On that date.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Stayed there alone?—A. Yes, sir.

Q. Show anybody your ballot?—A. No, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Now, January 19—p. m., hearing is adjourned until January 20, 1903, at 9 o'clock a. m.

Now, January 20, 1902, hearing of testimony of witnesses subpoenaed on the part of the contestant is continued before C. A. Battenberg, commissioner, in Edmunds Assembly Hall, Main street, Jermyn, Pa., beginning at 9 o'clock a. m.

PHILIP LEWIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. South Wales.

Q. When?—A. 1859.

Q. What day; do you remember?—A. The 4th of April.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. In the Second Ward of Mayfield?—A. No, sir.

Q. Didn't vote at all?—A. No, sir.

Q. You usually vote in the Second Ward, do you?—A. I never voted since I am in the country.

Q. Have you a naturalization paper?—A. No, sir.

Q. Is there anybody in that ward having the same name as you have?—A. No, sir; not so far as I know.

Q. How long have you lived in the borough?—A. I lived three months in Hyde Park, and then I lived all the time here.

Q. How many years?—A. Fifteen years.

Q. If there was anybody else in that ward by the name of Philip Lewis, you would know him?—A. Yes; I would.

Q. You know no such man by the name of Philip Lewis?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Do you know everybody in the ward?—A. No.

Q. Well, then, there might be another man named Philip Lewis without your knowing him?—A. There is one Lewis, used to be—James Lewis.

Q. But, Philip Lewis, you don't know everybody in the ward?—A. No, sir.

Q. There might be another Philip Lewis there and you not know it?—A. Will you find him?

Q. There might be another Philip Lewis there?—A. I doubt it.

THOMAS N. JONES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield, Third Ward.

Q. Where were you born?—A. Wales.

Q. How long ago?—A. I forget now.

Q. About how many years ago?—A. I am 74 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote, at what place?—A. In Edmunds.

Q. What ward is that?—A. The Third.

Q. Then you didn't vote at the Second Ward?—A. No, sir.

Q. You live in the Second Ward?—A. Yes, sir.

Q. You voted there, didn't you?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County dated 30th of September, 1896, issued to John N. Jones, under the seal of the court, by John H. Thomas, clerk.)

Q. When did you come to the United States?—A. I come here about fifteen years ago.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 151, dated March 1, 1902, received of Thomas N. Jones \$2.25, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Whom did you pay it to?—A. My missus paid it.

Q. That is your wife?—A. Yes, sir.

Q. Do you know where?—A. No; I don't know where.

Q. Did you have any assistance marking your ballot?—A. What is that?

Q. Did you go in alone and mark your ballot?—A. I went in myself.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Did you show your ballot to anybody?—A. No, sir.

Q. Did you put it in the box yourself?—A. No, sir; I gave it to the man by the box.

Q. Did you show your ballot to anybody?—A. No, sir; I kept that in my mind.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. To whom did you hand your ballot?—A. I don't know the man.

Q. You saw him put it in the box?—A. Yes.

Q. Right straight away?—A. Yes, sir.

JAMES KEATING, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I boarded at Mayfield at Martin Barrett's.
 Q. What ward?—A. I couldn't tell you what ward; I think I voted at Edmunds.
 Q. Were you subpoenaed to be here to-day?—A. Yes, sir.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. In 1830.
 Q. How old are you?—A. I am going on 64.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir; I did not; I was out in Colorado; the last place I voted was down in Jessup, four or five years ago.
 Q. At the time of the election you were living up there in that ward?—A. Yes; I am living there for twelve months.
 Q. Well, do you know where they vote in that ward?—A. Up at Edmunds.
 Q. What ward would you vote in if you did vote?—A. I couldn't tell; they say it is the Second Ward.
 Q. You didn't vote at all?—A. No, sir.
 Q. Are you the only man by the name of James Keating in that ward?—A. I don't believe there is anybody named Keating between Archbald and Carbondale.
 Q. There is none in there that you know of?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Where did you say you were election day?—A. I was in the house.
 Q. All day?—A. I don't know whether I was there all day or not. I know I wasn't at the polls at all.
 Q. You were not near the polls?—A. No, sir; they wanted me to go there, and I told them I had no papers. I lost them, and I said I was not going to go there.

DANIEL McHUGH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Mayfield.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. That I couldn't tell.
 Q. How many years ago?—A. About thirty-seven.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir; I never did. I never had a vote; I didn't get my papers.
 Q. You never received your naturalization papers?—A. No, sir.
 Q. How long have you lived up there in that district?—A. About seven years.
 Q. Is there another Daniel McHugh in that ward?—A. No, sir.
 Q. Nobody in the borough by that name?—A. No, sir; I don't think there is. I don't think there is many of them in the two wards of Mayfield and Jermyn.

Cross-examination by Mr. SICKLER:

- Q. Were you near the polls on election day?—A. No, sir; I was at my work until dark. I passed the polls at Edmunds, but it wasn't in my ward.
 Q. Who was with you that day?—A. A fellow by the name of Samnel Penny.

WILLIAM MILES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Mayfield.
 Q. Where were you born?—A. Ireland.
 Q. What year?—A. I can't tell you.
 Q. How old are you now?—A. About 44.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir; I was sick at the time.
 Q. Did not vote?—A. No, sir.
 Q. You live in that district?—A. Yes, sir.
 Q. How long have you lived there?—A. Going on eleven years.
 Q. You have your naturalization papers?—A. Yes, sir.
 Q. You say you didn't vote for the office of Congressman?—A. No.
 Q. Didn't vote any ballot that day?—A. No, sir.

- Q. Didn't go to the polls?—A. No, sir; I didn't leave the house.
 Q. Is there another man by the name of William Miles in that ward?—A. No, sir.
 Q. If there was such a man, you would know him?—A. Yes, sir.

MAURICE HICKEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second.
 Q. Where were you born?—A. Mayfield.
 Q. When?—A. I couldn't tell the year.
 Q. How old are you?—A. Twenty-seven.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir.
 Q. Did not vote?—A. No, sir.
 Q. Were you at the polls that day?—A. No, sir.
 Q. Did not vote at all?—A. I was working.
 Q. Where were you born?—A. Mayfield.
 Q. Lived there all your life?—A. Yes, sir.
 Q. Lived there in this particular ward all your life?—A. Yes, sir.
 Q. You are pretty well acquainted with the people in that ward?—A. Yes, sir.
 Q. Is there another man by the name of Maurice Hickey in that ward?—A. No, sir.
 Q. No such family?—A. No, sir.

By Mr. SICKLER:

- Q. Who was with you that day?—A. Thomas Holleran.
 Q. Anybody else?—A. That is all.

HENRY HADLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. About fifty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir; I did not.
 Q. How long did you live in that voting district—the Second Ward of Mayfield?—A. I am there about nineteen years.
 Q. You had naturalization paper?—A. Yes, sir.
 Q. You know pretty nearly everybody in that ward?—A. I know quite a few.
 Q. Is there another man there by the name of Henry Hadley besides yourself?—A. No, sir.
 Q. If there was, you would know him?—A. Yes, sir.

By Mr. SICKLER:

- Q. You say you know quite a few?—A. Yes, sir.
 Q. Do you know everybody in the ward?—A. No, sir.
 Q. Then, there might be another Henry Hadley and you not know him?—A. I know that there is not.

JAMES QUINN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When were you born?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. In the Second Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you resided in this particular election district, the Second Ward of Mayfield?—A. About twenty years.

- Q. Have you lived there continuously for twenty years?—A. Yes, sir.
 Q. Always lived there?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. I have my tax receipts, but I mislaid them.
 Q. You haven't got them with you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you go in the booth alone?—A. Yes, sir.
 Q. Marked your own ballot alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. You say you mislaid your tax receipts?
 Mr. GILROY. We object to that.
 Q. Did you pay your tax during the year 1901?
 Mr. GILROY. We object to that.
 A. Yes, sir,
 Q. To whom?—A. Mr. Quinn.
 Q. When?—A. Well, I couldn't tell rightly when.
 Q. About when?—A. I paid it in time so that I would be safe for a vote anyhow.
 Q. You paid it at least a month before election?—A. Yes, sir.
 Q. Where did you pay it?—A. In Mayfield.
 Q. When did you pay it?—A. I couldn't tell you; I know I have paid it.
 Q. With your money?—A. Yes, sir.
 Q. It was for the year 1900?
 Mr. GILROY. We object to that.
 A. Yes, sir.

Mr. GILROY. We move to strike out the cross-examination from the record as incompetent.

Mr. SICKLER. We object to the motion because, according to the statute of the United States, requisites for electors of members of Congress or Representatives in Congress shall be the same as the requisites for electors of the most numerous branch of the State legislature, and it is for the State legislatures to provide what those requirements shall be, and a statute of Pennsylvania provides that if a man does not have his tax receipt he may prove the payment of taxes by his own oath or by other evidence.

JOHN J. McCARTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Mayfield.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Voted in the Second Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Mayfield?—A. Twenty-seven years.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Never moved away?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. D 183, dated February 24, 1902; received of John J. McCarty, \$2.25, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, P. H. Quinn, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When?—A. About a year ago this time.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. To whom did you pay it?—A. P. H. Quinn.
 Q. You received this receipt from him?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

PATRICK REILLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Mayfield.
 Q. Where were you born?—A. Schuylkill County.

Q. Pennsylvania?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. Twenty-five years.

Q. How long in the Second Ward of Mayfield?—A. I think about ten years.

Q. Have you lived there continuously all the time; never moved away in those ten years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated April 25, 1902; received of Patrick Reilly, \$2.30, taxes for the year 1901, including a county tax of 33 cents, signed P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When did you pay it?—A. A year ago next April.

Q. The date of this receipt?—A. Yes, sir.

Q. To whom did you pay it?—A. P. H. Quinn.

Q. He gave you this receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. Marked it myself.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Show your ballot to anybody?—A. No, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

CHARLES McANDREW, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Hazleton Township, Luzerne County, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir.

Q. How long have you lived in Pennsylvania?—A. I was born in Pennsylvania.

Q. When were you born?—A. I can't tell.

Q. How many year ago?—A. About twenty-eight or twenty-nine years ago.

Q. Never out of the State to live?—A. Yes; two or three times.

Q. Not to live?—A. No, sir.

Q. How long have you lived in this election district, the Second Ward of Mayfield?—A. I don't know.

Q. About five years?—A. About ten, off and on, but I haven't lived here all the time.

Q. How long have you lived there the last time?—A. About two years or a year and a half.

Q. Are you pretty well acquainted with the people living in that ward?—A. I am acquainted with about half of them.

Q. You know all the McAndrews living there?—A. I don't know any there except myself.

Q. You are the only Charles McAndrew in that ward?—A. That is all I know.

Q. If there was another Charles McAndrew you would know him, wouldn't you?—A. Yes, sir.

Q. You never heard of a man by the name of Charles McAndrew living in that ward?—A. I did see a letter going to Charles McAndrew at the post-office, about two years ago.

Q. Since that time you never heard of any?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. There might be another Charles McAndrew there and you not know of him?—

A. There might have been one on a visit then.

Q. Are you sure there is no other Charles McAndrew resides there?—A. No; I ain't sure.

By Mr. GILROY:

Q. If there was a man there of your name you would know it?—A. Yes, sir.

By Mr. SICKLER:

Q. You say you didn't vote that day?—A. Yes, sir.

Q. Where were you that day?—A. I was working that day.

Q. Who was with you?—A. There was one person named James Swift.

Q. Anybody else?—A. Yes; and a few Italians.

By Mr. GILROY:

Q. Have you a State or county tax receipt?—A. No, sir; I can't find any of them.

JOHN MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Old Ireland.

Q. When?—A. I couldn't tell you.

Q. About how many years ago—how old are you?—A. About 53 or 54.

Q. When did you come to this country?—A. 1862.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Mayfield.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, under the seal of the court, dated the 2d of October, 1879, John H. Thomas, per William G. Thomas, deputy clerk.)

Q. Did you go to the court for this paper?—A. Yes, sir.

Q. Did you get this certificate yourself?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. All my lifetime; since I came to the country in 1862.

Q. How long have you lived in that district?—A. About twenty-one or twenty-two years.

Q. Never moved out of it?—A. No, sir.

Q. Been there ever since?—A. Yes, sir.

(Witness produces tax receipt No. 152, dated November 29, 1901, received of John Meehan \$10.69, taxes for the year 1901 for the district of Mayfield, including a county tax of 76 cents, signed P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. When did you pay it?—A. It is dated there—in November.

Q. Paid it on the date of this receipt?—A. Yes, sir.

Q. To whom did you pay it?—A. P. H. Quinn.

Q. Did you receive any assistance in marking your ballot?—A. Yes; I did.

Q. Who assisted you?—A. Patrick Timpenny.

Q. Who is he, a voter in that ward?—A. Yes, sir.

Q. What reason did you give?—A. That I had no education.

Q. Is that the reason you gave?—A. Yes, sir.

Q. Did you ask the board to have assistance?—A. Yes, sir.

Q. Which one?—A. I asked the judge of election.

Q. Who was the judge?—A. P. H. Duffy.

Q. You can read and write a little, can you?—A. No, sir.

Q. Can't read a particle.—A. No, sir.

Q. Wouldn't have been able to mark the ballot if you had instructions before how to mark it—if a member of the board would have taken that ballot and instructed you how to mark it, could you then go into the booth and mark it?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS REILLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't tell you.

Q. How many years ago, about?—A. I couldn't tell you, but I come to this country in 1864.

Q. Did you vote at this election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Mayfield.

(Witness produces naturalization certificate issued out of the court of common pleas of Schuylkill County, held at Pottsville, Pa., dated the 15th of October, 1880, under the seal of the court, signed by Thomas F. Keams, prothonotary.)

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 94, dated January 14, 1903, received of Thomas Reilly \$13.50, taxes for the year 1901 for the district of Mayfield, including a county tax of \$2.20, signed, P. H. Quinn, collector.)

Q. Did you pay this tax yourself?—A. No; my boy paid it.

Q. Paid with your money?—A. Yes, sir.

Q. Paid for you?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. Yes.

Q. Who assisted you?—A. Pat Tinpenny.

Q. Who is he?—A. He is one of the neighbors there.

Q. He is one of the workers up there, worked for Howell?—A. Yes, sir.

Q. What reason did you give for assistance?—A. I am not able to do it myself.

Q. Did you ask the board to take this man in with you?—A. Yes.

Q. Which one of the board did you ask?—A. I couldn't tell now.

Q. Are you sure it was a member of the board?—A. Yes, sir.

Q. Did you say you were not able to mark the ballot yourself?—A. No; I am not.

Q. Do you write a little?—A. I can take my own ticket off the tally board.

Q. Don't you think if somebody would have instructed you in reference to the ballot, and you had told them how you wanted to mark it, don't you think if they had instructed you, you could have gone in and marked it yourself?—A. I depended on the man for that.

Q. Then you think you could not, if were instructed a little, you could not mark it yourself?—A. He could do what he like I and I wouldn't know anything about it.

Cross-examination by Mr. SICKLER:

Q. Did you always take a man in the booth with you?—A. Yes, sir.

Q. Did you pay a tax during the year 1901?

Mr. GILROY. We object to that. The tax receipt is the best evidence.

A. I sent the money with the boy. He paid it.

Q. Did you pay a tax during the year 1901?—A. I think so.

Q. To whom did you pay that tax in 1901?—A. To Paddy Quinn.

Q. When, about—what time of the year?—A. I don't know rightly.

Q. Where did you pay it?—A. Over in the house to him.

Q. Was that for the year 1900?—A. I don't know. I have no learning. I can't keep track of that.

Q. You think it was for the year before that?—A. I have the taxes paid on the property, anyhow.

Q. You have property?—A. Yes; I have.

Q. How long have you had that property?

Mr. GILROY. We object to that.

A. Five or six years.

Mr. GILROY. I move to strike out all the evidence on cross-examination. It is not proper; not the proper way to prove taxes.

By Mr. GILROY:

Q. Did you say you lived all the while in that district? How long have you lived in that district?—A. I come to this part of the country about fourteen years ago.

Q. Have you lived there ever since?—A. I was two years out of it.

Q. What two years?—A. It was a year last August.

Q. 1901?—A. Yes, sir.

Q. You have been here ever since?—A. Yes, sir.

JOHN McGARRY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1852.

Q. What day and month?—A. I don't know.

Q. You know it is 1852?—A. Yes, sir.

Q. Did you vote at that election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Mayfield.

Q. How long have you lived in the United States?—A. I came here in 1872.

Q. Do you remember what month it was?—A. The month of June.

Q. How long have you lived in Pennsylvania?—A. I come to this State the first I came, but not to this county.

- Q. How long have you lived in the Second Ward of Mayfield?—A. Since 1890.
 Q. Have you lived continuously in that ward since 1890?—A. Not altogether.
 Q. You moved out?—A. No, sir; I took a trip.
 Q. What kind of a trip did you take?—A. A pleasure trip.
 Q. You didn't go away to work?—A. I worked a little.
 Q. When was that—during the strike?—A. No, sir.
 Q. Went to work when they started work?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, dated the 14th of October, 1890, under the seal of the court, signed by J. H. Thomas, clerk.)

- Q. This is your paper?—A. Yes, sir.
 Q. You received this from the clerk yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 38, dated September 22, 1902, received of John McGarry \$14.50, taxes for the year 1901, for the district of Mayfield, including a county tax of \$2.40, signed P. H. Quinn, collector.)

- Q. Did you pay this tax yourself?—A. No, sir.
 Q. Who paid it?—A. My daughter.
 Q. Paid it for you?—A. I think so.
 Q. With your money?—A. I suppose.
 Q. Who did she pay it to?—A. To Quinn; the man gave her the receipt.
 Q. Did she pay the whole amount at once?—A. She paid the whole amount.
 Q. When did she pay it?—A. This receipt states.
 Q. Did she pay it on that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. I don't think I did.
 Q. Did you receive any assistance?—A. Yes, sir.
 Q. Who assisted you?—A. Pat Tinpenny.
 Q. The same man assisted Mr. Reiley?—A. Yes, sir.
 Q. Did you have the consent of the board for him to go in with you?—A. Yes, sir.
 Q. Which one?—A. I think the judge.
 Q. Are you sure you asked the judge?—A. Yes, sir.
 Q. What is his name?—A. Indeed, I don't know.
 Q. What reason did you give for asking to take another man into the booth with you?—A. Because I hadn't my glasses with me.
 Q. You can read and write?—A. A little.
 Q. Your eyesight is reasonably good?—A. Not very good.
 Q. You work without glasses?—A. Yes; I work in the mines without glasses.
 Q. You have the use of your hands?—A. Yes, sir.
 Q. The only reason you gave was that you didn't have your glasses with you?—A. Yes, sir.

Q. You live in that ward?—A. Yes, sir.
 Q. How far from the election booth do you live?—A. I couldn't exactly say; about a block.

Q. That is about 300 feet, not more than that?—A. No, sir; it is not more than that.

- Q. You read a little?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. You stated that you couldn't see to write without glasses?—A. No, sir.
 Q. Can you read and write very well, anyway?—A. I can with glasses.
 Q. Your daughter paid your taxes with your money?—A. Yes, sir.

M. G. NEARY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I am not sure; I think in 1848.
 Q. How old are you?—A. Fifty-five.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Mayfield.
 Q. How long have you resided in the United States?—A. Forty-two years.
 Q. How old were you when you came?—A. Under 18.
 Q. How long have you lived in Pennsylvania?—A. All the time, except occasionally a visit outside.

Q. How long have you lived in the Second Ward of Mayfield?—A. About seventeen or eighteen years.

Q. Have you lived continuously there for seventeen or eighteen years?—A. Yes.

Q. Never changed your residence?—A. Only a block or so.

Q. You have been within that ward for seventeen or eighteen years?—A. Yes.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you got it with you?—A. No, sir.

Q. Have you a State or county tax receipt?—A. No, sir; I haven't; I couldn't find them.

Q. Did you have any assistance marking your ballot?—A. No, sir; I don't need that.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. In regard to your naturalization paper, you have a paper?

Mr. GILROY. We object to that testimony.

A. Yes, sir.

Q. In regard to your tax receipt, you say you have a receipt?—A. No; I couldn't find it.

Q. You don't have it here?—A. No, sir.

Q. Did you pay a tax during the year 1901?

Mr. GILROY. I object to that.

A. Yes; I paid all my taxes.

Mr. GILROY. I move to strike that out.

Q. Did you pay a State and county tax during the year 1901?

Mr. GILROY. We object to that.

A. I paid whatever taxes was against me.

Q. You paid a tax during the year 1901?—A. I presume so.

Q. Was that tax you paid during the year 1901 for the year 1900?—A. That is generally the case.

Q. To whom did you pay it?—A. P. H. Quinn.

Q. Where did you pay it?—A. I couldn't tell you just; I just came to the house.

Q. Can you tell about what time during the year?—A. I couldn't tell you.

BLOSS LEITINGER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1868.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Mayfield.

Q. How long have you lived in the United States?—A. Ten years ago last July.

Q. You came in 1892?—A. Yes; the 9th day of July.

Q. How long have you resided in Pennsylvania?—A. All this time.

Q. How long have you lived in the Second Ward of Mayfield?—A. Five and a half years.

Q. Did you live there the last five and a half years?—A. Yes, sir.

Q. Did you move out of it since you moved in?—A. No, sir.

Q. Never out of the ward since you moved in?—A. Not the last five and a half years.

Q. That was right before this election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I have.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Bloss Leitingger, dated the 9th of July, 1897, under the seal of the court.)

Q. You say you came here the 9th of July, 1892?—A. Yes, sir; I was five years in the country that day.

Q. Did you get these in the morning or the afternoon?—A. Yes.

Q. What time did you get them, morning or afternoon?—A. I came in the morning.

Q. Have you paid a county tax?—A. I have.

(Witness produces tax receipt No. 4, dated September 16, 1901; received of Bloss Leitingger \$2.71, taxes for the year 1901, including a county tax of 47 cents, signed P. H. Quinn.)

- Q. Did you pay this tax yourself?—A. Who paid it for me?
 Q. You paid it yourself?—A. I guess so.
 Q. Did you pay it to Quinn?—A. Yes, sir.
 Q. Where?—A. At Mayfield.
 Q. When?—A. The date is there.
 Q. Did you pay it on this date?—A. I certainly did.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Anybody see your ballot?—A. No, sir.
 Q. You put it in the box yourself?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Voted for Howell?—A. I am not going to tell that.

EDWARD HOLLERAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
 Q. Where were you born?—A. Pennsylvania.
 Q. What year?—A. 1872.
 Q. What day and month?—A. It was on the 2d of September.
 Q. How long have you lived in Pennsylvania?—A. Thirty years—since I was born.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Mayfield.
 Q. How long have you lived in the Second Ward of Mayfield?—A. Since 1892.
 Q. Have you lived there continuously since 1892?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 159, dated March 8, 1902; received of Edward Holleran \$2.36, taxes for the year 1901 for the district of Mayfield, including a county tax of 33 cents, signed P. N. Quinn, collector, per M.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Mr. Quinn.
 Q. Or his wife?—A. Himself.
 Q. Did he sign it himself?—A. His wife. I paid him, and he had not the time to write the receipt, and she wrote it.
 Q. You paid him on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

WILLIAM ROSEMORGY, called and affirmed.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward in Mayfield?—A. Second Ward.
 Q. Where were you born?—A. I don't know.
 Q. What country?—A. England.
 Q. How old are you?—A. Thirty-five.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir.
 Q. How long have you been in the United States?—A. About eighteen years.
 Q. You have been all that time in Pennsylvania?—A. Yes, sir.
 Q. How long have you been in the Second Ward of Mayfield?—A. Five years.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Did you ever have any?—A. No, sir.
 Q. Are you pretty well acquainted with the people up there?—A. Yes, sir.
 Q. Is there another man up there by the name of William Rosemorgy besides yourself?—A. No, sir.

By Mr. SICKLER:

- Q. Are you sure there is no other man by that name up there?—A. I am certain; am positive.

PATRICK LAWLER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. Second Ward.
 Q. Where were you born?—A. New York City.
 Q. When?—A. I am 40 years of age.
 Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. About twenty years.
 Q. How long have you lived in the Second Ward of Mayfield?—A. About fourteen years.
 Q. How long have you lived there the last time you came there?—A. About three years.
 Q. You lived there continuously for three years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 188, dated March 15, 1902; received of Patrick Lawler \$2.25, taxes for the year 1901, including a county tax of 33 cents, signed P. H. Quinn, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Where did you pay it?—A. To the tax collector.
 Q. Where?—A. Mayfield.
 Q. Is P. H. Quinn the tax collector?—A. Yes, sir.
 Q. When did you pay it?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No; I marked it myself.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show the ballot to anyone?—A. No, sir.
 Q. You put it in the box yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did they challenge you?—A. Yes, sir.
 Q. For what cause?—A. I don't know what cause.
 Q. Somebody challenged you?—A. Yes, sir.
 Q. And they required you to make an affidavit?—A. Yes, sir.
 Now, January 20, 1903, at 12 o'clock m., hearing is adjourned until 1.30 o'clock p. m. same day.
 Now, January 20, 1903, at 1.30 o'clock p. m., pursuant to last adjournment, hearing is resumed.

JOHN QUINN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Third Ward.
 Q. Were you subpoenaed to be here yesterday?—A. Yes, sir.
 Q. Where were you born?—A. I was born in Wayne County.
 Q. How old are you now?—A. I am around 40.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Where I said—the borough of Mayfield, the Third Ward.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Mayfield?—I don't know; about twenty years.
 Q. Have you lived there continuously that time?—A. Yes, sir.
 Q. Never moved away from the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. I have one receipt here.
 (Witness produces tax receipt No. D167, dated March 10, 1901; received of John A. Quinn \$2.85, taxes for the year 1901, including a county tax of 47 cents, signed P. H. Quinn, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. When?—A. Don't it say on the receipt?
 Q. Did you pay it on that date?—A. Why, certainly.
 Q. To whom did you pay it?—A. The collector's name is there.
 Q. Who did you pay it to?—A. To the collector named on the receipt.

- Q. Who did you pay it to?—A. P. H. Quinn.
 Q. Where did you pay it?—A. In Mayfield.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir; I had no trouble.
 Q. You were not challenged?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

EUGENE McCARTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Mayfield.
 Q. When?—A. 1878.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the Second Ward of Mayfield?—A. No, sir.
 Q. How long have you lived in the Second Ward of Mayfield?—A. Twenty years.
 Q. Where were you election day?—A. Pittsburg.
 Q. You did not vote?—A. No, sir.
 Q. Is there any other man in that ward by the name of Eugene McCarty to your knowledge?—A. No, sir.
 Q. Never was?—A. No, sir.

JOHN DAVIS, JR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. The 18th of March, 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Mayfield.
 Q. How long have you resided in the United States?—A. In the neighborhood of twenty years.
 Q. You came here when you were 7 or 8 years old?—A. Yes; to the best of my knowledge.
 Q. How long have you resided in Pennsylvania?—A. I was out of Pennsylvania about three and a half years in Ohio.
 Q. When was that?—A. I went out there when I was 16 years old.
 Q. You returned when you were about 19 or 20?—A. Yes, sir.
 Q. Returned to Mayfield?—A. Yes, sir.
 Q. Have you lived in the Second Ward of Mayfield all the time since?—A. Not altogether in the Second Ward, but I have been in the borough.
 Q. How long have you been in the Second Ward preceding this election of 1902?—A. About three years in the Second Ward.
 Q. Continuously before this election?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 112, dated May 27, 1902, taxes 1901 for the district of Mayfield, \$2.36, including a county tax of 33 cents, signed P. H. Quinn, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you pay it to Mr. Quinn?—A. Yes, sir.
 Q. When and where?—A. I paid it to Mr. Quinn in Mayfield at his house.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Cross-examination by Mr. SICKLER:
 Q. You say that you have no naturalization paper?—A. No, sir.
 Q. Did you ever have naturalization paper?

Mr. GILROY. We object to that.

Q. Did you ever have a naturalization paper?—A. No, sir.

Now, January 20, p. m., hearing is adjourned until January 21, 1903, at 9 o'clock a. m.

Now, January 21, 1903, pursuant to the last adjournment of January 20, 1903, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

JAMES MCGARRY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Old country.

Q. Ireland?—A. Yes, sir.

Q. When?—A. 1876.

Q. Did you vote at the last election?—A. No, sir; not around here.

Q. At the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did not in the State. I voted in Montana.

Q. Are you a resident of the Second Ward of Mayfield?—A. At present I am.

Q. Had you lived there before you went to Montana?—A. Yes, sir.

Q. When did you go to Montana?—A. 1893.

Q. And you returned from there?—A. I returned from there in March last, and I went away again in May.

Q. Where did you go?—A. In May, to Montana.

Q. Remained there until when?—A. November 25.

Q. Of 1902?—A. Yes, sir.

Q. Are you well acquainted with the people of the Second Ward of Mayfield?—A. Yes, sir.

Q. Is there another family there of your name; James McGarry?—A. Not in Mayfield; there was in Mayfield Yard.

Q. Have you a naturalization paper?—A. No.

Cross-examination by Mr. SICKLER:

Q. Was your father a citizen of the United States?—A. Sure.

Q. You spoke of another James McGarry; do you know where he lives?—A. I do not.

Q. Do you know where he boarded?—A. No, sir.

By Mr. GILROY:

Q. Have you a State or county tax?—A. Not for this State; I never paid any taxes in this State, because I went away as soon as I became of age.

Now, January 21, 1903, at 12 o'clock m., hearing is adjourned until 1.30 o'clock same day.

Now, 1.30 o'clock p. m., January 21, 1903, pursuant to last adjournment, parties, attorneys, and commissioner meet; and now, January 21, 1903, p. m., hearing is adjourned until January 22, 1903, at 9 o'clock a. m.

Now, January 22, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

J. F. Gilroy, esq., appears for contestant; J. E. Sickler, esq., appears for respondent.

J. J. PLACE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Wyoming County.

Q. Pennsylvania?—A. Yes, sir.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1903, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. About forty-nine years.

Q. How long have you lived in the Second Ward of Mayfield?—A. About fifteen years in April.

Q. Have you lived continuously there for that time?—A. Yes, sir.

Q. Never changed your residence?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 105, dated January 3, 1902, received of J. J. Place \$21.20, taxes for the year 1901, for the district of Mayfield, including county tax of \$3.54, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Quinn.

Q. Paid it where?—A. At his house.

Q. What date?—A. I suppose on January 3.

Q. Did you have any assistance marking your ballot?—A. No, sir.

Q. Mark it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

CHRISTOPHER DUNLEAVY, Sr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Mayfield.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1833 or 1834.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Mayfield.

Q. How long have you lived in the United States?—A. Fourteen years. I came here in 1888.

Q. How long have you lived in Pennsylvania?—A. I am living here all the time.

Q. You came direct to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Mayfield?—A. Eight years.

Q. Did you ever move out since you moved in?—A. No; I purchased a place there.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Christopher Dunleavy, dated the 17th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. E2, dated March 31, 1902, received of C. Dunleavy \$13.53, taxes for the year 1901, for the district of Mayfield, including a county tax of \$2.25, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Quinn.

Q. When?—A. In his own house.

Q. Where did you pay him?—A. On the date of that.

Q. Did you receive any assistance marking your ballot?—A. I marked it myself.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. They didn't ask you to make an affidavit?—A. No, sir.

MICHAEL GAUGHAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. Something about between sixty or seventy years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Mayfield.

Q. How long have you lived in the United States?—A. About twenty years. I came here in 1883.

Q. How long have you lived in Pennsylvania?—A. Since that time.

Q. You came direct to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Mayfield?—A. Going on thirteen years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Gaughan, dated the 5th of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You got this yourself?—A. Yes; and paid for it myself.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 12, dated November 21, 1901, received of Michael Gaughan, sr., \$10.65, taxes for the year 1901, including a county tax of \$1.84, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir; paid it to Mrs. Quinn.)

Q. Who gave you the receipt?—A. She did.

Q. To Mrs. Quinn, the wife of the collector?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. I marked it myself.

Q. You went into the booth alone?—A. Yes, sir.

Q. Show it to anybody after you marked it?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES EDMINDS, Sr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. I was born on the Atlantic.

Q. On the ocean?—A. Yes, sir.

Q. When?—A. In 1832.

Q. Was your father a native of England?—A. He was a native of Wales.

Q. Great Britain?—A. Yes, sir.

Q. Did you vote at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Mayfield.

Q. How long have you lived in the United States?—A. Almost since I was born.

Q. How long have you lived in Pennsylvania?—A. I might say born and raised here.

Q. You came here to this section?—A. Yes, sir.

Q. How long have you lived in this district, the Second Ward of Mayfield?—A. I have lived in it since it was built.

Q. You have lived there twenty years?—A. Yes, sir.

Q. Lived there continuously in that borough and ward?—A. Yes.

Q. Have you naturalization paper?—A. I never looked for them.

Q. Have you naturalization paper?—A. No, sir; I never needed them.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 17, dated April 15, 1902, received of James Edmonds, sr., \$2.25 taxes for the year 1901, for the district of Mayfield, including county tax of 33 cents, signed P. H. Quinn, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. Quinn?—A. Yes, sir.

Q. When did you pay it, and where?—A. I wouldn't tell you; I paid it when I got my bunch.

Q. You paid it on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. I marked it myself.

Q. Didn't swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I have objection.

Q. For whom did you vote?—A. I voted the full ticket.

Q. The straight ticket?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

Q. You say you were in the service?—A. Yes, sir.

Mr. GILROY. We object to that.

Q. Was your father a citizen of the United States?—A. Yes, sir.

Q. Did he become a citizen before you were 21 years of age?—A. Yes, sir.

Mr. GILROY. We object to that, and ask to have it stricken out.

PATRICK H. DUFFY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Mayfield.
- Q. Where were you born?—A. Carbondale.
- Q. When?—A. 1848.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Mayfield.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Mayfield?—A. About thirty years.
- Q. Have you lived there continuously for thirty years?—A. No; I moved out about eleven months.
- Q. When was that?—A. 1890; I moved back the same year.
- Q. You lived there since 1890?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. E33, dated June 26, 1902, received of Patrick Duffy \$15.80 taxes for the year 1901, for the district of Mayfield, including a county tax of \$2.64, signed P. H. Quinn, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. To whom?—A. The tax collector.
- Q. To P. H. Quinn?—A. Yes, sir.
- Q. When did you pay it?—A. In his house.
- Q. On the date of the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. File an affidavit?—A. No, sir.

BARTLEY COGGINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
- Q. What ward?—A. The Second Ward.
- Q. Where were you born?—A. Honesdale.
- Q. When?—A. 1861.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The Second Ward of Mayfield.
- Q. How long have you lived in Pennsylvania?—A. About forty-two years.
- Q. How long have you lived in the Second Ward of Mayfield?—A. About twenty years.
- Q. Have you lived there continuously for twenty years?—A. I went away a few weeks last summer.
- Q. How long ago?—A. I was away four or five weeks.
- Q. When did you leave?—A. About September.
- Q. Where did you go?—A. Albany.
- Q. How long were you away?—A. About six weeks.
- Q. Left the first part of September or the latter part?—A. The first part.
- Q. You were away six weeks?—A. Yes, sir.
- Q. When did you go, how soon before the strike?—A. About a week before.
- Q. Are you a married man?—A. Certainly.
- Q. You were working in Albany during the strike?—A. Yes, sir.
- Q. You had employment there?—A. Temporary employment.
- Q. Employed in Albany?—A. Yes, sir.
- Q. You got back about the middle of October?—A. Around the 20th of October.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 99, dated January 15, 1903, received of Bartley Coggins \$2.36, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)
- Q. Have you any other tax receipts?—A. Yes, sir.
- (Witness produces tax receipt No. D171, dated December 28, 1901, received of Bartley Coggins \$3.15, taxes for the year 1900, including a county tax of 53 cents, signed Quinn, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. When?—A. At that date.
- Q. December, 1901?—A. Yes, sir.
- Q. To whom did you pay it?—A. Quinn.
- Q. Where did you pay it?—A. In the house.
- Q. Pay it with your money?—A. Yes, sir.

- Q. He gave you this receipt as evidence of payment?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show the ballot to anybody?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Fille an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. When you went away to Albany you didn't intend to make that your home there?

Mr. GILROY. We object to that.

A. No, sir.

- Q. You went there for the purpose of finding temporary employment until the strike was over?—A. Yes, sir.

- Q. It was your intention to return as soon as the strike was settled?—A. Yes, sir.

By Mr. GILROY:

- Q. If your employment would have been satisfactory in Albany you would have stayed there, no doubt; you had no family to draw you back?—A. I made this my home twenty years.

- Q. If you could have done better in Albany than you could have done in Mayfield, you would prefer to be where you could do the best?—A. Yes, sir.

- Q. That is, your welfare governs your intentions?—A. Yes, sir.

- Q. Where you can do the best you go?—A. Yes, sir.

By Mr. SICKLER:

- Q. Still, when you went away it was your firm intention to return?—A. Yes, sir.

JOHN W. GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.

- Q. What ward?—A. The Second Ward.

- Q. Where were you born?—A. Wales.

- Q. When?—A. 1840.

- Q. Did you vote at this election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. The second Ward of Mayfield.

- Q. How long have you lived in the United States?—A. Since 1870.

- Q. How long in Pennsylvania?—A. Since that time.

- Q. How long in the Second Ward of Mayfield?—A. Since that time.

- Q. You have lived there continuously?—A. Yes, sir.

- Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to John W. Griffiths, dated the 5th of October, 1880, under the seal of the court, by W. G. Daniles, clerk.)

- Q. These were given to you?—A. Yes, sir.

(Witness produces tax receipt, No. 30, dated December 18, 1901, received of John W. Griffiths \$2.85, taxes for the year 1901, for the district of Mayfield, including a county tax of 47 cents, signed P. H. Quinn, collector.)

- Q. You paid this yourself?—A. Yes, sir.

- Q. Paid it to Mr. Quinn?—A. Yes, sir.

- Q. Where did you pay it?—A. On the road.

- Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Went into the booth alone?—A. Yes, sir.

- Q. Remained there alone?—A. Yes, sir.

- Q. Swear in your vote?—A. No, sir.

- Q. Didn't file an affidavit?—A. No, sir.

JOHN GALLAGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.

- Q. What ward?—A. I live across the river.

- Q. Do you know what ward that is?—A. The Second Ward.

- Q. Do you live in the Second Ward?—A. Yes; I guess it belongs to that.
- Q. Where were you born?—A. Born in Ireland.
- Q. When?—A. I don't know.
- Q. About how old are you?—A. I guess I am between 50 and 60.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The Second Ward, Mayfield.
- Q. How long did you live in the United States?—A. I am living in Mayfield fifteen years.
- Q. Did you come immediately to Mayfield?—A. I was down there about twenty years in Hazleton.
- Q. And fifteen years here?—A. Yes, sir.
- Q. About thirty-five years ago you came to this country?—A. Yes, sir.
- Q. You were about 18 years old when you came?—A. Something around there.
- Q. You have lived about thirty-five years in Pennsylvania?—A. Yes, sir.
- Q. How long have you lived in Mayfield?—A. Fifteen.
- Q. You lived there continuously?—A. Yes, sir.
- Q. Never went out of that ward?—A. No, sir.
- Q. Have you a naturalization paper?—A. No, sir; I couldn't find them; I lost them.
- Q. You have no naturalization paper with you?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. D150, dated November 14, 1901, received of John Gallagher \$7.78, taxes for the year 1900 for the district of Mayfield, including a county tax of \$1.31, signed P. H. Quinn, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. Paddy Quinn.
- Q. Do you remember when and where you paid it?—A. Yes; I paid it in my own house.
- Q. Paid him on the date of that receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. Yes.
- Q. Who assisted you?—A. A fellow by the name of Pat Tinpenny.
- Q. Did you get the consent of the board?—A. I asked him to go in with me.
- Q. And he went along in?—A. Yes, sir.
- Q. Didn't say anything to the board about it?—A. No, sir; as soon as he marked down what I told him he gave it to me.
- Q. You didn't ask the board to have him go in with you?
- Mr. SICKLER. We object to that.
- A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Wasn't challenged at all?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Did you say you didn't ask any member of the board their permission to take the man in with you? Didn't you ask some member of the board for permission to take this man in with you?—A. Yes; as soon as I went in I told him I couldn't mark it myself.

Q. You mean you told a member of the board that you had no learning?—A. I was used to taking a man in with me, because I can't read or write myself; so that I always take a man with me—I took him because I know the man.

Q. You asked a member of the board for permission, did you not, to take this man in with you?—A. No; I did not; he was standing there, and when I come in they took the chain off, and I told him he would have to go with me to help me, and pointing at him, and he come along.

Q. Is he the only man you spoke to at all?—A. That is all.

MICHAEL GRADY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Pittston.
- Q. Where do you live?—A. Mayfield.
- Q. What ward?—A. The Second Ward.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The Second Ward.
- Q. How old are you?—A. About 45.
- Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in this particular election district—the Second Ward of Mayfield?—A. Seventeen years.

Q. Have you lived there continuously for seventeen years?—A. Yes, sir.

Q. Were you out of the ward?—A. During the strike.

Q. Where were you during the strike?—New York City.

Q. Were you working there?—A. Yes, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. When did you move back into the ward?—A. The 18th of October.

Q. Prior to the election?—A. Yes, sir.

(Witness produces tax receipt No. 177, dated February 20, 1902, received of Michael Grady \$11.67, taxes for the year 1901, including a county tax of \$1.94, signed P. H. Quinn, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Quinn's wife.

Q. Did she sign the receipt?—A. Yes, sir.

Q. Signed his name?—A. Yes, sir.

Q. Where did you pay it?—A. At his house.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Go into the booth alone?—A. Yes, sir.

Q. Show your ballot to anyone after marking it?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. When you went to New York you went there for the purpose of finding temporary employment?—A. Yes, sir.

Q. When you went away it was with the intention of returning as soon as the strike was over?—A. Yes, sir.

H. D. CAREY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. Second.

Q. Where were you born?—A. Greenfield Township, Pa.

Q. What year?—A. Twenty-nine years ago last December.

Q. Did you vote for a Congressman at the November election, held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. At the polling place, in the Second Ward of Jermyn.

Q. How did you vote?—A. None of your business.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in Jermyn, Second Ward?—A. I have been in that district five years.

Q. Have you a naturalization paper?—A. I don't need any.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 144, dated November 8, 1901, received of H. D. Carey \$34.78, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of \$4.98, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to the collector?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir;

Q. Did you receive any money or valuable consideration for your vote or services at that election?—A. No, sir.

THOMAS GREEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The Second Ward of Mayfield.

Q. Where were you born?—A. Mayfield.

Q. When?—A. 1881.

Q. What day of the month?—A. February 9.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress, for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote—what polling place?—A. The Second Ward of Mayfield.

- Q. How long have lived in Pennsylvania?—A. Twenty-one years.
 Q. How long have you lived in the Second Ward of Mayfield?—A. Always lived there.
 Q. You never moved out of the district?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. I ain't of age a year.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. You voted on age?—A. Yes, sir.
 Q. You made no affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. When were you 21?—A. The 9th of last February.
 Q. Did you vote at the February election last year?—A. No, sir.
 Q. You voted at the November election?—A. Yes, sir.
 Q. Were you registered on the books last fall?—A. I don't know whether I was or not.
 Q. You don't know whether they had your name or not?—A. No, sir.

JOHN COGGINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Honesdale.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the Second Ward of Mayfield?—A. No, sir.
 Q. Did not vote?—A. No, sir.
 Q. Were you at the polls that day?—A. I wasn't near the booth at all.
 Q. And did not vote?—A. No, sir.
 Q. How long have you lived in that election district, the Second Ward of Mayfield?—A. Since about the 18th of March, 1902.
 Q. Are you pretty well acquainted with the people in the ward?—A. Yes, sir.
 Q. Is there another man in that ward by the name of John Coggins save yourself?—A. I don't think so.
 Q. If there was such a man you would know him?—A. Likely I would.

By Mr. SICKLER:

- Q. Where were you election day?—A. I was between Scranton and Forest City, working on the street car.
 Q. What are you, a motorman or conductor?—A. Conductor.
 Q. Who is your motorman?—A. Charles Ditmore.

MATTHEW FITSIMMONS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1871.
 Q. What day and month?—A. The 13th of October.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Mayfield.
 Q. How long have you lived in the United States?—A. About fifteen years.
 Q. How long in Pennsylvania?—A. Ever since that time.
 Q. How long in the Second Ward of Mayfield?—A. About thirteen years.
 Q. Have you lived there continuously for thirteen years?—A. Yes, sir.
 Q. Never been out of the ward?—A. No, sir.
 Q. Have you naturalization papers?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County, to Matthew Fitzsimmons, dated the 26th of January, 1894, under the seal of the court, C. E. Pryor, prothonotary.)
 Q. You got these yourself?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 90, dated December 17, 1901, received of Matthew Fitzsimmons \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)

- Q. You paid this yourself?—A. Yes, sir.
- Q. You paid it to whom?—A. Mr. Quinn.
- Q. Where?—A. At his house.
- Q. When?—A. On that date.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Mark it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

CHRISTOPHER DUNLEAVY, Jr., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1874.
- Q. What day and year?—A. The date was the 21st of February.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir; I wasn't home at the time.
- Q. How long have you lived in the United States?—A. Fourteen years.
- Q. How long in Pennsylvania?—A. The same time.
- Q. How long have you lived in the Second Ward of Mayfield?—A. Eight years.
- Q. You lived there continuously for the last eight years?—A. Yes, sir; all but three months I was in the hospital in Philadelphia.
- Q. What months?—A. October, November, and December, 1902.
- Q. That is while this election was being held?—A. Yes, sir; I came home Christmas day.
- Q. You are pretty well acquainted with the people in the ward?—A. Yes, sir.
- Q. Is there another man of your name in that ward?—A. No, sir; besides my father.
- Q. Besides your father there is no other man but yourself?—A. No, sir; the only one of that name in that town altogether.
- Q. You have no naturalization paper?—A. Yes, sir.

By Mr. SICKLER:

- Q. In whose hospital were you?—A. In the University of Pennsylvania.

GEORGE HOLLERNA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
 - Q. Where were you born?—A. Avondale, Luzerne County.
 - Q. How old are you?—A. Twenty-five.
 - Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 - Q. Where did you vote?—A. In the Second Ward of Mayfield.
 - Q. How long have you lived in Pennsylvania?—A. All my life.
 - Q. How long have you lived in the Second Ward of Mayfield?—A. About twelve years.
 - Q. Have you lived there continuously for twelve years?—A. I was away for about seven weeks.
 - Q. When?—A. I went away in July.
 - Q. When did you return?—A. September 1.
 - Q. Where were you?—A. Massachusetts.
 - Q. You engaged at work there?—A. Yes, sir.
 - Q. And did not get back until September?—A. No, sir.
 - Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. B4, dated February 28, 1902, received of George Holleran \$2.25, taxes for the year 1901, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
 - Q. To whom did you pay it?—A. Quinn.
 - Q. When and where?—A. In the pool room.

- Q. The date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. When you went away to Massachusetts it was for the purpose of receiving temporary employment?—A. Yes, sir.
 Q. When you went away you intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. But if you had been able to do better in Massachusetts you would have stayed there, wouldn't you?—A. I don't know.
 Q. Your purpose is to remain wherever you can do the best for yourself?—A. I did not intend to stay away.
 Q. If you could do better in Massachusetts than you could in Pennsylvania would you stay?—A. I don't know.
 Q. You have a family in Mayfield?—A. No, sir.
 Q. When you went there you took your clothes with you?—A. Yes, sir.
 Q. And boarded there?—A. Yes, sir.
 Q. And lived there?—A. Yes, sir.

EDDIE NEARY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
 Q. Where were you born?—A. Pittston, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania in the Second Ward of Mayfield?—A. No, sir.
 Q. Did not vote?—A. No, sir.
 Q. How long have you lived in that election district, the Second Ward of Mayfield?—A. About twelve years.
 Q. Pretty well acquainted with the people in that ward?—A. Yes.
 Q. Is there another man in that ward by the name of Edward Neary but yourself?—A. No, sir.
 Q. If there was you would know him?—A. Yes, sir.

By Mr. SICKLER:

- Q. Where were you that day?—A. Working.
 Q. Where?—A. In the mines.
 Q. Who was with you?—A. George Keenan.

PRICE DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. Second Ward.
 Q. Where were you born?—A. Mayfield.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. The Second Ward polls in Mayfield.
 Q. How long have you lived in Pennsylvania?—A. Thirty-one years.
 Q. How long in the Second Ward of Mayfield?—A. Thirty-one years.
 Q. Have you lived there continuously for that time?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 8, dated September 19, 1901, received of Price Davis \$2.13, taxes for the year —, for the district of Mayfield, including a county tax of 33 cents, signed P. H. Quinn, collector. Witness also produces tax receipt No. 107, dated January 22, 1901, received of Price Davis \$3.15, taxes for the year 1900, for the district of Mayfield, including a county tax of 35 cents, signed P. H. Quinn, collector.)

- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Quinn, collector.
 Q. Do you remember when and where?—A. One was in September, the other was in January, at his house.

- Q. Paid with your money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

MARTIN DAVITT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Schuylkill County, Pa.
 Q. When?—A. June 18, 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir.
 Q. Did not vote?—A. No, sir.
 Q. How long have you lived in the Second Ward of Mayfield?—A. About twelve years, I think.
 Q. Pretty well acquainted with the people in that district?—A. Yes, sir.
 Q. Do you know whether or not there is another man by the name of Martin Davitt in that ward but yourself?—A. No, sir.
 Q. You are the only one?—A. Yes, sir.
 Q. You did not vote?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Where were you election day?—A. I was firing; I guess it was nearly 7 o'clock in the evening when I left.
 Q. For what company?—A. The Erie Company.
 Q. On the road?—A. No; stationary.
 Q. Were you near the polls?—A. No, sir; I didn't go near them at all.
 Q. Who was working with you?—A. A part of the day William Tallitt and Will Mullaley.

BERNARD GOGGINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield, Second Ward.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Mayfield.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Mayfield?—A. About fifteen years.
 Q. Have you lived there continuously all that time?—A. Yes, sir. I was away about six weeks last Summer.
 Q. Where were you then?—A. New York State.
 Q. When did you go away?—A. On the 6th of July.
 Q. And returned when?—A. About September.
 Q. Were you employed in New York while you were away?—A. Yes.
 Q. Are you a married man?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. I have none of them; I lost them.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. What day in September did you return?—A. About the 3d or 4th.
 Q. Did you pay a State or county tax during the year 1901?
 Mr. GILROY. We object to that.
 A. I don't know; I lost my receipts.
 Q. During the year 1901 did you pay a State or county tax?—A. I wouldn't swear to it, but I think I did.
 Q. To the best of your belief, you did?—A. I believe I did.
 Q. To whom?—A. Paddy Quinn.
 Q. Where?—A. In Mayfield.

Q. When you went to New York it was for the purpose of finding temporary employment?—A. Yes; during the strike.

Q. When you went away you intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

Q. You usually stay where you can do the best for yourself?—A. Yes, sir.

Q. You have no objection to making another place your home if you can do better there?—A. It doesn't make much difference where you stay.

WILLIAM DILMORE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. Second Ward, I think.

Q. Where were you born?—A. Wayne County.

Q. Pennsylvania?—A. Yes, sir.

Q. When?—A. Fifty-four years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania, in the Second Ward of Mayfield?—A. No, sir.

Q. How long have you lived in this Second Ward of Mayfield Borough?—A. About seventeen years in Mayfield Borough.

Q. You lived about all that time in this particular ward?—A. Yes; boarded and lived in the ward.

Q. To your knowledge is there another man by the name of William Dilmore in that ward save yourself?—A. Not in the county, that I know of; I never knew a man by the name yet only our own family.

Q. But there is none by that name living in Mayfield?—A. Not that I know of.

By Mr. SICKLER:

Q. Where were you election day?—A. I was working at the Erie shaft and breaker.

Q. Not near the polls?—A. I was a quarter of a mile away.

Q. You didn't go there yourself?—A. No, sir; I did not go there.

THOMAS M. HART, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. What ward?—A. The Second Ward.

Q. Where were you born?—A. Carbondale.

Q. What year?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Mayfield.

Q. How long have you lived in Pennsylvania?—A. Something around forty-nine years.

Q. How long have you lived in the Second Ward of Mayfield?—A. Nineteen years.

Q. Lived there continuously for nineteen years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 50, dated November 1, 1902, received of T. M. Hart \$44.83, taxes for the year 1902 for the district of Mayfield, including a county tax of \$6.82, signed P. H. Quinn, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Cross-examination:

Q. Did you pay your taxes during the year 1901?

Mr. GILROY. I object to the question.

A. Yes, sir.

Q. And a county tax included?—A. Yes, sir.

Q. To whom did you pay that tax?—A. Quinn.

Q. Where?—A. Mayfield.

Q. Second Ward?—A. Yes, sir.

Q. Do you remember about what time of the year?—A. I couldn't say.

Q. You know it was during the year 1901?—A. Yes, sir.

Mr. GILROY. We move to have the cross-examination stricken from the record.

Now, January 22, 1903, at 12 o'clock m., hearing is adjourned until 1.30 o'clock, same day.

Now, January 22, 1903, at 1.30 o'clock p. m., pursuant to last adjournment, hearing is resumed.

PATRICK J. SWIFT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Jermyn.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. In Archbald.

Q. When?—A. In December, 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Over thirty years.

Q. How long have you lived in the Third Ward of Jermyn?—A. Four years.

Q. Lived there continuously for four years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes; but I haven't them here.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Did you pay a State or county tax during the year 1901?—A. Yes, sir.

Q. To whom?

Mr. GILROY. We object to that.

A. John Avery.

Q. Is he the collector for this district?—A. Yes, sir.

Q. Where did you pay it?—A. He stopped it. I was working in the mines and he stopped it.

Q. They paid it there for you?—A. Yes, sir.

Q. It was paid with your money?—A. Yes, sir.

Q. And you got a receipt for it? It was during the street-car strike?—A. Yes, sir.

Q. Do you know what time of the year it was paid?—A. I don't know just the month.

Q. It was in the year 1901?—A. Yes, sir.

Mr. GILROY. We move to have the cross-examination of this witness stricken out in reference to tax payment, the receipt being the best evidence.

Mr. SICKLER. I object to this motion, because by a provision of a statute of Pennsylvania for one claiming the right to vote and fails to produce his tax receipt he may prove the payment of taxes by his oath and by other evidence, stating when, where, and to whom the tax was paid.

JAMES O'GARA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1859, forty-three years last November.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. What ward did you vote at?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in the First Ward of Jermyn?—A. About thirty-two years.

Q. Have you lived in that ward continuously for thirty-two years?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 388, dated February 7, 1902, received of James O'Gara \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 80 cents, John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

- Q. To whom did you pay it?—A. John Avery.
 Q. The collector?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. Where did you pay it?—A. Mr. Avery's house.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Remained in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Now, January 22, 1903, p. m., hearing is adjourned until January 23, 1903, at 9 o'clock a. m.

Now, January 23, 1903, at 9 o'clock a. m., pursuant to the last adjournment hearing is evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

CALVIN VAIL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third street.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Scott Township, Pa.
 Q. How old are you?—A. Fifty-eight.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Jermyn?—A. Thirty years.
 Q. Have you lived there continuously for thirty years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. —, dated January 13, 1902, for \$3.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. With your own money?—A. Yes, sir.
 Q. That receipt was given you in evidence of paying it?—A. Yes.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. I guess I can get along that far.
 Q. Remained in the booth alone?—A. Yes, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Show it to anybody after you marked it?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN D. PRITCHARD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you resided in Pennsylvania?—A. All my life.
 Q. How long have you lived in the First Ward of Jermyn?—A. Twenty-seven years.
 Q. Have you lived there—continuously there—for twenty-seven years?—A. Except two years.
 Q. Which two years?—A. 1890 and 1891.
 Q. Since that time you have lived there continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 405, dated February 20, 1902, received of John D. Pritchard \$24.71, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$4.17, signed John Avery.)

- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Pay it to the collector?—A. Yes, sir.
 Q. Do you remember where?—A. At his residence.
 Q. What date?—A. February 20.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Deposited the ballot in the box yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

Dr. I. S. GRAVES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Scott Township.
 Q. How long ago?—A. 1860.
 Q. Did you vote at the election held November 4, 1903, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. My whole life.
 Q. How long in the First Ward of Jermyn?—A. About twelve years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 202, dated November —, 1901—received of I. S. Graves \$31.72, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of \$5.35, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To the tax collector?—A. Yes, sir.
 Q. Where?—A. At his home.
 Q. When?—A. The date of the receipt.
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

SILAS B. HILLS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Massachusetts; Blackstone.
 Q. When?—A. November 4, 1846.
 Q. Did you vote at the election held November 4, 1903, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Fifty-four years.
 Q. How long in the First Ward of Jermyn?—A. Fifteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. My receipt for 1901 are in New York; I have 1900.
 (Witness produces tax receipt No. 56, dated November 10, 1900, received of S. B. Hills \$3.90, taxes for the year 1900, for the district of Jermyn, First Ward, including a county tax of 69 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. To his daughter.
 Q. She signed the receipt?—A. Yes, sir.
 Q. Where did you pay it?—A. At their house.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

THOMAS MARTIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Lattimer, Luzerne County, Pa.
 Q. When?—A. June 10, 1873.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Jermyn?—A. Ten years.

Q. Have you lived there for the last ten years continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated February 21, 1902, received of Thomas L. Martin \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery.)

Q. You paid this yourself?—A. Yes, sir.

Q. This was assessed to you?—A. Yes, sir.

Q. Your proper name is Thomas L. Martin?—A. Yes, sir.

Q. To whom did you pay this?—A. To Mrs. Tom Martin.

Q. Did she give you the receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

WILLIAM HARVEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. England.

Q. When?—A. 1852.

Q. What day and month?—A. The 25th of December.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in the United States?—A. Twenty-three years.

Q. How long in Pennsylvania?—A. Nineteen years.

Q. How long in the First Ward of Jermyn?—A. About twelve years.

Q. Have you resided there continuously for twelve years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William Harvey, dated 27th September, 1890, under the seal of the court, Thomas H. Dale, prothonotary.)

Q. You presented yourself for this naturalization paper?—A. Yes.

Q. They were issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 115, dated November 4, 1901, taxes for the year 1901, \$16.02, received of William Harvey, for the district of Jermyn, First Ward, including a county tax of \$2.70, signed John Avery, collector.)

Q. You paid this yourself?—A. My son paid it; it was with my money.

Q. Whom did he pay for it?—A. Paid it to Mr. Avery.

Q. Do you know when and where?—A. At his house.

Q. When?—A. On whatever date is here.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Show your ballot to anybody?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

WILLIAM T. MERRICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where were you born?—A. Jermyn.

Q. What ward?—A. First Ward.

Q. Where do you live?—A. Jermyn, First Ward.

Q. When were you born?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

- Q. How long have you lived in the First Ward of Jermyn?—A. All my life.
 Q. Have you moved out of it?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 534, dated April —, 1902, received of W. J. Merrick \$2.07, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Was this tax assessed to you?—A. Yes, sir.
 Q. Do you sometimes go by the name of W. J. Merrick?—A. No, sir; it was a mistake.
 Q. You think this tax was assessed to you?—A. Yes; I paid it.
 Q. All your receipts the same way?—A. No, sir; W. T.
 Q. This is the only one you have W. J.?—A. Yes, sir.
 Q. Where did you pay this tax?—A. Jermyn, the First Ward, to Mr. Avery.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Show your ballot to anybody before you put it in the box?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. That receipt was given to you as evidence of your paying that tax?—A. Yes, sir.
 Q. And that mistake was a mistake of the receiver?—A. Yes, sir.

By Mr. GILROY:

- Q. Do you know how you are assessed—in what name?—A. W. T., I am registered as.

RICHARD COLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Mayfield.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. New Jersey.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.
 Q. Did not vote in the Second Ward of Mayfield?—A. No, sir.
 Q. How long have you lived in the Second Ward of Mayfield?—A. I guess about eighteen years.
 Q. Pretty well acquainted with the people in that ward?—A. Yes.
 Q. Is there another man living in that ward by the name of Richard Cole, save yourself?—A. Not to my knowledge.
 Q. If there was such a man you would most likely know him?—A. Yes; unless he moved in lately.

By Mr. SICKLER:

- Q. Where were you on election day?—A. Running engines.
 Q. In Mayfield?—A. Yes, sir.
 Q. What company?—A. The Hillside Coal and Iron Company.

PATRICK FEENEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. First Ward.
 Q. Where were you born?—A. Ireland.
 Q. About when?—A. Over sixty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in the United States?—A. I come here in 1865.
 Q. How long have you lived in Pennsylvania?—A. The whole time.
 Q. How long have you lived in the First Ward of Jermyn?—A. Pretty close on thirty years.
 Q. Lived there continuously since?—A. Yes, sir.

Q. Never changed your residence?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale, dated the 13th of September, 1870, issued to Patrick Feeney, under the seal of the court, M. G. Neary, clerk.)

Q. Do you remember what day you came here—what day of the month it was when you came to America?—A. In 1865.

Q. Do you remember the month it was?—A. No.

Q. Was it in the winter time or the summer time?—A. It was pretty close in the month of May.

Q. Then it was in the month of April, 1865?—A. I think so.

Q. Have you a tax receipt?—A. I have.

(Witness produces tax receipt No. 341, dated January 1, 1902, received of Patrick Feeney, \$14.69, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of \$2.48, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. To John Avery.

Q. When and where?—A. In his house.

Q. The date of the receipt?—A. Yes; I got the receipt when I paid the money.

Q. Did you receive any assistance marking your ballot?—A. I did.

Q. Who assisted you?—A. Martin.

Q. Did you have the consent of the election board to receiving assistance?—A. Sure; it was them appointed him.

Q. Didn't you ask to have him appointed?—A. That I don't know; he came to me.

Q. He didn't say anything to the board, did he?—A. That I don't know. I was in the box then. I told the board I would like to have assistance.

Q. Did you tell them after you went in the box or before?—A. That I don't know.

Q. Do you remember who you told?—A. I took him in with me.

Q. You went in and tried to make it out yourself?—A. I did, and I got by the mark I went by, but he went in to make sure.

Q. You wanted to make sure; that is, you wanted to cut your ticket, and you were afraid you couldn't do it, were you?—A. I wanted to make sure; I told you the reason.

Q. You usually mark the ballot yourself, don't you?—A. Not at all; sometimes I did.

Q. And sometimes you don't?—A. Yes, sir.

Q. That is you have ability to make it up yourself, if you want to?—A. No; I haven't; I am lacking in that.

Q. You do mark it sometimes yourself?—A. Yes, sir.

Q. You read, don't you?—A. No.

Q. You write?—A. No.

Q. You understand the ballot, don't you?—A. Yes; when I am showed it.

Q. Sometimes you understand it and sometimes you don't?—A. Exactly.

Q. The ballot is always the same?—A. It wasn't this time.

Q. This time it was a peculiar ballot and you wanted to mark it?—A. Yes, sir; the Republicans mixed it up this time.

Q. You were afraid you would spoil your vote?—A. Yes, sir.

Q. Let us understand. You didn't call for assistance until you got into the booth; is that right; you went into the booth to mark it yourself first?—A. Before I went in I told them I would like to have assistance.

Q. Do you remember which one of the board you told?—A. They were all there; it seems to me they were.

Q. You didn't address yourself to anyone in particular?—A. It is all that I wanted to do, as there was a little money flowing, and I didn't want to have the money, and get any of that money.

Q. Where was this money?

Mr. SICKLER. We object to that.

A. It is in the bank.

Q. You didn't get any of it?—A. Never looked for it.

Q. Well, you sometimes mark the ballot yourself, don't you?—A. Well, now, that has nothing at all to do with you.

Q. I have asked you if sometimes you marked the ballot yourself?—A. Yes, sir.

Q. You have ability to mark it yourself, don't you?—A. No; I don't.

Q. What do you do these times; go in and guess at it?—A. Didn't I have a man with me.

- Q. Sometimes you don't have a man with you?—A. Just as this time.
 Q. This time you took a man with you?—A. Yes, sir.
 Q. For the reason you wanted to be more sure than at other times?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

Q. Before you went into the booth you told the election board that you wanted somebody to assist you because you were unable to do it yourself?—A. Something that way.

Q. And they appointed this man?—A. I couldn't say whether they appointed him or not; he came in for me.

WILLIAM D. POWELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1832.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in the United States?—A. Thirty-eight years.
 Q. How long in Pennsylvania?—A. Thirty-eight years.
 Q. How long in the First Ward of Jermyn?—A. Thirty-eight years where I am now.
 Q. Never moved away?—A. No, sir.
 Q. You have lived continuously there for thirty-eight years?—A. Thirty-seven years.
 Q. Came from Wales and have resided in one place since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I have.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William Powell, dated the 22d of September, 1879, under the seal of the court, signed F. L. Hitchcock, clerk.)
 Q. You got this paper yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 279, dated December 18, 1890, received of M. D. Powell, \$2.23, taxes for the year 1900, for district of Jermyn, First Ward, including a county tax of 38 cents, signed John Avery, collector, per N. V. A.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. His daughter signed it?—A. He came to the house himself.
 Q. Did you get the receipt at that time?—A. Yes, sir.
 Q. Did you get any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Put the ballot in the box yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. This receipt is made out to M. D. Powell.—A. That is his mistake, not mine.
 Q. This was given to you as evidence of the payment of your taxes?—A. Yes, sir.

MICHAEL A. CLARK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. New York State.
 Q. When?—A. About sixty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Fifty-six or fifty-seven years.
 Q. How long in the First Ward of Jermyn?—A. Thirty-four years in January.

Q. Have you lived there continuously for thirty-four years in the First Ward of Jermyn?—A. Yes, sir.

Q. Never changed your residence?—A. I moved from one house to the other, in the same lot.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 799, dated July 1, 1901, received of Michael A. Clark \$13.09, taxes for the year 1900, for the district of Jermyn, First Ward, including a county tax of \$2.31, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir. I earned the money; my daughter paid it.

Q. To whom did you pay it?—A. I don't know; I don't care as long as I got the receipt.

Q. You don't know whether the tax has been paid?—A. No, sir.

Q. You don't know whether it has been paid or not, do you?—A. What difference does it make?

Q. You don't know when it was paid, do you?—A. Don't ask me the question; I don't know when it was paid.

Q. Do you know where?—A. I suppose in his house.

Q. You don't know whether it was paid or not; your daughter gave you that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You testified, as I understand you, it was your money that your daughter paid your taxes with?—A. Yes, sir.

PATRICK DEMPSEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, First Ward.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Since I was born.

Q. How many years?—A. Forty-six.

Q. How long have you lived in the First Ward of Jermyn?—A. Twenty-five years.

Q. You have lived there continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 415, dated February 28, 1902, received of Patrick Dempsey \$8.90, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of \$1.50, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. Avery?—A. Yes, sir.

Q. When and where?—A. At his home.

Q. When?—A. The 27th of February.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Go into the booth alone?—A. Yes, sir.

Q. Show your ballot to anybody before you deposited it into the box?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

JOHN W. BENNETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. Cornwall, England.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. What ward did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in the United States?—A. About thirty-three years.
 Q. What year did you come over?—A. 1871.
 Q. How long have you lived in Pennsylvania?—A. All the time since.
 Q. How long in the First Ward of Jermyn?—A. About six or seven years.
 Q. Have you lived there continuously for six or seven years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 29th September, 1884, to John W. Bennett, under the seal of the court, by W. G. Daniels, clerk.)

- Q. This is your paper, is it?—A. Yes, sir.
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 Q. Is this the only one you have?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Did you pay a State or county tax during the year 1901?—A. My wife paid it.
 Q. Paid it with your money?—A. Yes, sir.
 Q. To whom did she pay it?—A. Mr. Avery.
 Q. Where?—A. Up in his house.
 Q. Do you remember what date and the year?—A. I do not.
 Q. You are positive it was during the year 1901?—A. Yes, sir.

By Mr. GILROY:

- Q. Have you a receipt for this tax?—A. I think I have, home.
 Q. If it is paid you have a receipt?—A. Yes, sir.

Mr. GILROY. I move to strike out the testimony on cross-examination in reference to payment of tax.

By Mr. SICKLER:

- Q. You are sure you have that receipt?—A. I think so.

J. E. PEDRICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. Wyoming County, this State.
 Q. When?—A. 1848.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. Jermyn, First Ward.
 Q. How long have you lived in Pennsylvania?—A. Ever since I was born.
 Q. How long in the First Ward of Jermyn?—A. On and off for five years—going on five years.

- Q. Then, you have been out of the ward?—A. Yes; one year in Mayfield.
 Q. What year?—A. In 1900.
 Q. When did you come back to Jermyn?—A. A year ago this last summer.
 Q. Going on two years?—A. Yes, sir.
 Q. You lived in the First Ward of Jermyn continuously at least two months before this election held November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 193, dated March 29, 1902, received of J. E. Pedrick \$2.25, taxes for the year 1901, for the district of Mayfield, First Ward, including a county tax of 33 cents, signed P. H. Quinn, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Quinn?—A. Yes, sir.
 Q. When?—A. The date there.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JAMES MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
- Q. What ward?—A. The First Ward.
- Q. Where were you born?—A. Jermyn.
- Q. When?—A. I am 25.
- Q. Twenty-five years old when?—A. June, this year.
- Q. Twenty-four now?—A. Twenty-six going.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in this election district?—A. All my life.
- Q. Never been out of it?—A. No, sir.
- Q. Lived there at least two months before this election?—A. Yes.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 480, dated March 12, 1901, received of James Meehan \$2.23, taxes for the year 1900, for the district of Jermyn, First Ward, including a county tax of 38 cents, signed John Avery, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. Mr. Avery.
- Q. Where?—A. Jermyn.
- Q. Did you receive that as evidence of payment?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Put it in the box yourself?—A. Yes, sir.
- Q. Show it to anybody?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

MORRIS B. GRONFINE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
- Q. Where were you born?—A. Russia.
- Q. When?—A. 1875.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The First Ward of Jermyn.
- Q. How long have you lived in the United States?—A. About eleven years.
- Q. When did you come here?—A. I think in 1892.
- Q. Do you remember the day and the month?—A. No, sir.
- Q. Summer or winter?—A. I think it was in the spring.
- Q. How long have you lived in Pennsylvania?—A. All that time.
- Q. How long in the First Ward of Jermyn?—A. Thirteen months.
- Q. When did you come to Jermyn?—A. I come to Jermyn about two years ago, but I lived in the Third Ward.
- Q. When did you move to the First Ward?—A. I moved to the First Ward in 1901, December 10.
- Q. Have you lived there continuously since?—A. Yes, sir.
- Q. Was living there continuously for that length of time before this election and living there still?—A. Yes, sir.
- Q. Have you naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Morris B. Gronfine, dated the 13th of September, 1897.)
- Q. You presented yourself for this paper?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated Scranton, Pa., September 21, 1900; received of Morris B. Gronfine 57 cents, including a county tax of 53 cents, signed Harry S. Poust, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. This is all the tax receipts you have?—A. I think I have some, but I couldn't find them.
- Q. Where did you pay that tax?—A. I paid it in Scranton.
- Q. To a delinquent collector?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.

- Q. Went into the booth alone?—A. Yes, sir.
- Q. Put it in the box yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did not challenge you?—A. No, sir.
- Q. Didn't file an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Have you paid any tax since you live where you live now?—A. No, sir.
- Q. You haven't paid any tax at all?—A. No, sir.
- Q. Have you been assessed?—A. No; it seems to me I wasn't assessed for last year.
- Q. Is that the last tax you have paid?—A. I couldn't tell you.

SAMUEL MAYNE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When?—A. 1821, the 3d of February.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The First Ward of Jermyn.
- Q. How long have you lived in the United States?—A. Sixteen years.
- Q. What year did you come here?—A. 1886.
- Q. How long have you lived in Pennsylvania?—A. Sixteen years.
- Q. How long have you lived in the First Ward of Jermyn?—A. Thirteen years.
- Q. You lived there continuously thirteen years?—A. Yes, sir.
- Q. Never moved away?—A. No, sir.
- Q. Have you naturalization papers?—A. Yes, sir.
- (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Samuel Mayne, dated 7th October, 1893, J. H. Thomas, clerk, under the seal of the court.)
- Q. This paper was given to you, was it?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 111, dated November 2, 1901; received of Samuel Mayne \$11.38, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of \$1.92, signed John Avery, collector.)
- Q. You paid this yourself?—A. My wife paid it.
- Q. Paid it with your money?—A. Yes, sir.
- Q. To whom did she pay it?—A. Mr. Avery.
- Q. Do you remember when?—A. I think it would be in October.
- Q. The date of the receipt?—A. Yes, sir.
- Q. She paid it when she got the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. You made no affidavit?—A. No, sir.

RICHARD MAYNE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I am living at the Ridge now; I paid my last tax here.
- Q. Where were you born?—A. England.
- Q. When?—A. I am stuck now.
- Q. About when?—A. I am in my forty-fourth year, the 14th of November next.
- Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Jermyn.
- Q. What ward?—A. The First Ward.
- Q. How long have you lived in the United States?—A. Sixteen years.
- Q. Came here in 1886?—A. Yes, sir.
- Q. With your father?—A. Yes, sir.
- Q. How long have you lived in Pennsylvania?—A. All the time.
- Q. How long have you lived in the First Ward of Jermyn?—A. I lived there about thirteen years.

Q. All the time in the First Ward of Jermyn?—A. I have been away a week or two; I always paid my tax here.

Q. This was your home?—A. Yes, sir.

Q. When did you move away from the First Ward of Jermyn—how long before the election?—A. It was after the election.

Q. You have been living in Archbald how long?—A. Two months the 19th of this month.

Q. You moved away shortly after the election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Richard Mayne, dated the 7th of October, 1892, J. H. Thomas, clerk, under the seal of the court.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 368, dated January 22, 1902; received of Richard Mayne \$2.06, taxes for the year 1901, including a county tax of 30 cents, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. No, sir; I was down to the Ridge and I earned the money, and I left it with my mother and got the receipt.

Q. What are you doing at the Ridge?—A. I work in the mines.

Q. Were you living there at the time while you were working there?—A. Yes; at present.

Q. Were you when this tax was paid?—A. Yes, sir.

Q. When you worked down there you worked down there?—A. Yes, sir.

Q. Did you board there?—A. Yes, sir.

Q. This tax was paid January, 1902; that is, about ten months before this election. Were you living down there then?—A. No, sir; I was working down there.

Q. Who were you boarding down there with?—A. I was boarding with a Welsh fellow.

Q. Who did you work for down there?—A. For myself.

Q. You were boarding down there?—A. Yes, sir.

Q. How often did you come home?—A. Once in a while; about when I felt like it.

Q. You lived there that whole year, 1902; you paid your tax in January, and were working down there that whole year?—A. No; I only been down there about two months the 19th of this month.

Q. You say you were there when you paid this tax? These taxes were paid a year ago?—A. No; I was living here when they was paid; my mother paid them and got the receipt.

Q. Your residence was here at that time?—A. Yes, sir.

Q. And was here during all of that year?—A. Yes, sir; and I was working down there.

Q. You were boarding down there?—A. I was boarding home.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went in the booth alone?—A. Yes, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Didn't show it to anybody?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. As I understand you, you lived in the First Ward of Jermyn for thirteen years up until after the time of the election last fall; that is, you were boarding at home with your mother?—A. When I paid the last tax I was living at home; I have only been away two months.

Q. At the time of the election you were living at home?—A. Yes.

ELIAS COBB, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, First Ward.

Q. Where were you born?—A. Greenfield.

Q. Lackawanna County?—A. Yes, sir.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

- Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Jermyn?—A. Two years.
 Q. When did you move into the First Ward of Jermyn?—A. I couldn't just say; it is about two years I have been living here—paid two taxes here.
 Q. You have lived continuously in the First Ward of Jermyn for at least two months before this election?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 810, dated December 12, 1901, received of Elias Cobb \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When and where?—A. The date of the receipt.
 Q. Where?—A. In his house.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JOHN AVERY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Connecticut.
 Q. When?—A. 1829.
 Q. Did you vote at this election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. What ward did you vote in?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Since 1848.
 Q. How long in the First Ward of Jermyn?—A. Since 1883.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. You paid it?—A. Yes, sir.
 (Witness produces tax receipt No. 809, dated July 15, 1901, received of John Avery, \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Did you pay this tax to John Avery?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

C. L. HOYT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. First Ward.
 Q. Where were you born?—A. Ulster County, N. Y.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Since 1891.
 Q. How long in the First Ward of Jermyn?—A. Since the 3d of January, 1901.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 193, dated March 29, 1902, received of Charles P. Hoyt, \$4.77, taxes for the year 1901, for the district of Carbondale Township, including a county tax of 75 cents, signed P. J. Casey, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Casey?—A. No, sir; the paymaster.
 Q. Your money paid this tax?—A. Yes, sir.
 Q. It was assessed to you?—A. Yes, sir.
 Q. Charles P. Hoyt and Charles L. Hoyt being the same?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You say that that receipt was given as evidence of your paying your taxes?—A. Yes, sir.
 Q. Tax which was assessed to you?—A. Yes, sir.

THOMAS R. HOPKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1837.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. What year did you come to the United States?—A. 1866.
 Q. How long have you lived in Pennsylvania?—A. Since that time.
 Q. Came direct to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Jermyn?—A. About six years continuously.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County, to Thomas R. Hopkins, dated the 2-th of September, 1871, signed George O. Richards, clerk, under the seal of the court.)
 Q. Do you remember, Mr. Hopkins, what time of the year it was you came to the United States?—A. In February, 1866.
 Q. You were here over five years when you got this paper?—A. Yes, sir.
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 75, dated October 23, 1901, received of Thomas R. Hopkins, \$1.12, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 19 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Do you remember when, and where, and to when?—A. In Avery's house, to Avery.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JAMES BIGLIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In the First Ward of Jermyn.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. About fifty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. In the First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Jermyn?—A. About seven years.
 Q. Have you lived there continuously for the last seven years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 367, dated January 29, 1901, received of James Biglin, \$2.23, taxes for the year 1900, including a county tax of 38 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Well, I paid one of them and my daughter paid the other.
 Q. Your money paid it?—A. Yes, sir.
 Q. Do you remember when, where, and to whom you paid it?—A. I paid it to Mr. Avery myself.
 Q. You paid it to Mr. Avery, the collector?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You say your money paid both taxes?—A. Yes, sir.

WILLIAM J. GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In the First Ward of Jermyn.
 Q. Where were you born?—A. Wales.
 Q. When?—A. In 1859.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. In the First Ward of Jermyn.
 Q. When did you come to the United States?—A. 1859.
 Q. You came the year you were born?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Pretty nearly forty-four years.
 Q. How long have you lived in the First Ward of Jermyn?—A. Raised there.
 Q. Been here continuously all your life?—A. Yes, sir.
 Q. Never had any other residence but the First Ward of Jermyn?—A. Lived in the Third Ward a while.
 Q. How long have you lived in the First Ward continuously?—A. About thirty years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, dated the 1st of October, 1890, to William Griffiths, under the seal of the court.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 511, dated March 25, 1902, received of William Griffiths \$2.16, taxes for the district of Jermyn, for the First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When, where, and to whom did you pay it?—A. Paid Mr. Avery, in the house.
 Q. When?—A. I couldn't recollect the date of the receipt.
 Q. Did you receive any assistance marking the ballot?—A. Yes, sir.
 Q. Who assisted you?—A. My brother.
 Q. Did you ask the consent of the board to have your brother assist you mark your ballot?—A. Yes, sir.
 Q. Which one did you ask?—A. I asked the whole board.
 Q. Did they give their consent?—A. Yes, sir.
 Q. What reason did you give for asking the consent of the board?—A. I was afraid I couldn't fix it straight enough.
 Q. Afraid you couldn't cut it right?—A. Yes, sir.
 Q. You have been a voter ever since you have had your papers?—A. Yes, sir.
 Q. Did you vote both systems of ballots?—A. Yes, sir.
 Q. You voted without assistance?—A. Yes, sir; occasionally.
 Q. You read and write?—A. No, sir.
 Q. But you have marked the Baker ballot, haven't you?—A. Yes.
 Q. Is that the first time you ever asked assistance to mark your ballot?—A. No; not the first time.
 Q. It is the first time in how many years?—A. For quite a few years.
 Q. Four or five years?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You say you can not read and write?—A. No, sir.
 Q. Did you tell the board the reason you wanted assistance was because you were unable to mark the ballot properly?—A. Yes, sir.

PATRICK BURNS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. Avoca.
 Q. Luzerne County?—A. Yes, sir.
 Q. When?—A. The 1st of September, 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Born here.

Q. Lived here all your life?—A. Yes, sir.

Q. Never was a resident outside of Pennsylvania?—A. No, sir.

Q. How long have you lived in the First Ward of Jermyn?—A. Four years.

Q. Lived here continuously four years?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 476, dated March 13, 1902, received of Patrick Burns \$1.98, taxes for the year 1901, in the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir; I guess the company paid it.

Q. This was stopped out of your pay?—A. Yes, sir.

Q. You received this slip in lieu of \$2.17?—A. Yes, sir.

Q. Do you know for what year this tax was assessed?—A. 1901, I guess.

Q. You don't know that?—A. I ain't sure.

Q. This was paid in 1902?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. This was paid with your money?—A. Yes, sir.

Q. It was taken out of your pay?—A. Yes, sir.

JAMES HENRY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where did you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Jermyn?—A. About ten years.

Q. Continuously?—A. Yes, sir.

Q. Have you been away for the last two or three years?—A. About two or three months during the strike.

Q. Where did you go?—A. Ridgeway, Elk County, Pa.

Q. When did you leave to go there?—A. On the 26th of July.

Q. You came back about the 26th of September?—A. I don't know.

Q. How soon before this strike was settled?—A. I returned after the strike.

Q. Then you returned the latter part of October, 1902?—A. Yes.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 20, dated September 28, 1901, received of James Henry \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 13 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes; my mother paid it.

Q. For you?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. You refunded the amount to her?—A. Yes; I gave it to her.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. When you went away during the strike it was for the purpose of finding temporary employment?—A. Yes, sir.

Q. And when you went away you intended to return as soon as the strike might be over?—A. Yes, sir.

By Mr. GILROY:

Q. You went away because there was nothing for you to do here?—A. Yes, sir.

Q. You are not married?—A. No, sir.

- Q. Boarded in Elk County while you were there?—A. Yes, sir.
- Q. You purpose always to be where you can do the best for yourself?—A. Yes; I guess I can do best here.
- Q. You stay where you can do the best for yourself?—A. Yes.
- Q. You concluded after you got there you could do better here and returned?—A. Yes, sir.
- Q. If you could do better in Elk County than you could do here you would have stayed there?—A. No, sir.
- Q. If, everything being equal, and the country congenial, and all that, and the wages good, you have nothing would hold you to this locality rather than another place where you can do better?—A. I can do better here.
- Q. If you could do better there?—A. I couldn't do better there.
- Q. If you could—suppose you got \$5 a day there—you would remain there?—A. No; we won't remain there.
- Q. Why?—A. Don't like the place.
- Q. Suppose you had liked the place and were doing better there than here, you would remain there?—A. I don't know.
- Q. Suppose the strike didn't end?—A. I would have been there yet.

JOHN CAIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
- Q. Where were you born?—A. Jermyn.
- Q. When?—A. 1869.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. In the First Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Thirty-three years.
- Q. How long in the First Ward of Jermyn?—A. Thirty-three years, with the exception of two years and six months.
- Q. When was that?—A. 1896 to the middle of 1898.
- Q. Have you lived continuously here since that time?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt, No. 672, dated April 24, 1902, received of John Cain \$2.67, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 45 cents, signed John Avery, collector.)
- Q. You paid this yourself?—A. The Erie Company.
- Q. That is, your money paid it?—A. If I didn't have it earned I don't suppose they would pay it.
- Q. Then you got this in lieu of your earnings?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. In the booth alone?—A. Yes, sir.
- Q. Put the ballot in the box yourself?—A. Yes, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

EDWIN GRAVES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In the First Ward of Jermyn.
- Q. Where were you born?—A. Greenfield Township, Luzerne County, it was then; it is now Scott Township, Lackawanna County.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did.
- Q. Where did you vote?—A. The First Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Seventy-five years and a little more.
- Q. How long in the First Ward of Jermyn?—A. Twenty-eight years.
- Q. Continuously?—A. I was away myself, but my family was here.
- Q. When were you away?—A. Twenty-four years last summer I was out in Minnesota.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt, No. 46, dated October 4, 1901, received of Edwin Graves \$12.02, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$2.03, signed John Avery, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Avery?—A. Yes, sir.
 Q. When and where?—A. At his house, when this was dated.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JACOB PELLOW, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. The First.
 Q. Where were you born?—A. England.
 Q. When?—A. 1843.
 Q. How long have you lived in the United States?—A. I have been here now, I think it is nineteen years.
 Q. Came in 1844?—A. It is either eighteen or nineteen.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long in the First Ward of Jermyn?—A. All the time.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Jacob Pellow, dated 7th of October, 1893, under the seal of the court, J. H. Thomas, clerk.)
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 384, dated February 6, 1902, received of Jacob Pellow \$3.67, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Avery?—A. Yes, sir.
 Q. At his house?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes; I voted for neither one of them.
 Q. Did you vote?—A. I voted the straight Prohibition ticket.
 Q. You did not vote for either George Howell or William Connell?—A. I did not.

ROBERT FEENEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. When did you come to the United States?—A. 1865.
 Q. Three years old?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long have you lived in the First Ward of Jermyn?—A. About thirty-five years.
 Q. Lived there continuously for thirty-five years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir; I can't find them.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. Did you have assistance marking your ballot?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Did you say you have a tax receipt?—A. Yes, sir.
 Q. You have a naturalization paper?—A. I did have them.

GEORGE MORCOM, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. England.

- Q. When?—A. 1864.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The First Ward of Jermyn.
- Q. What year did you come to this country?—A. 1870.
- Q. What day and month?—A. I don't know.
- Q. How long have you lived in Pennsylvania?—A. Something over thirty years.
- Q. How long in the First Ward of Jermyn?—A. Something over thirty years.
- Q. Have you lived continuously in the First Ward?—A. I was out for about five years.
- Q. What years?—A. 1889 to 1895.
- Q. You came back here in 1895?—A. Yes, sir.
- Q. Have lived in the First Ward of Jermyn since then?—A. Yes.
- Q. Have you a naturalization paper?—A. No, sir.
- Q. Have you a State and county tax receipt?—A. Yes, sir.
- Q. You voted?—A. Yes, sir.
- Q. Did you vote for Howell?—A. That is my business.
- Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. No, I don't; but I didn't vote for William Connell; I will tell you that.
- Q. Did you say you voted for the Anti-Machine ticket?—A. I ain't supposed to tell.

JOHN MULLALEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In the First Ward of Jermyn.
- Q. Were were you born?—A. Jermyn.
- Q. When?—A. 1876.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The First Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Ever since.
- Q. All your life?—A. Yes, sir.
- Q. How long have you lived in the First Ward of Jermyn?—A. All the time.
- Q. You have lived there always?—A. Yes, sir.
- Q. Lived there at least two months before this election?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated May 20, 1902; received of John Mullaley \$2.06. taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 80 cents. signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. Avery?—A. Yes, sir.
- Q. Where?—A. At his home.
- Q. When?—A. It is dated there.
- Q. Have any assistance marking your ballot?—A. No, sir.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

JOHNSON BENNETT, JR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. England.
- Q. Where do you live?—A. I live in the Second Ward of Jermyn since November 17.
- Q. What is your age?—A. Thirty-seven.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote, what ward?—A. The First Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When did you come to the United States?—A. 1872.
- Q. What month?—A. August, about the 15th.
- Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long have you lived in the First Ward of Jermyn prior to this election held November 4, 1902?—A. About four years.

Q. Lived there continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you State and county tax?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Is your father a citizen of the United States?

Mr. GILROY. We object to that.

A. I think so; I have his paper here.

Mr. GILROY. We ask that that be stricken out.

GEORGE HART, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, First Ward.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. I was born here.

Q. How long have you lived in the First Ward of Jermyn?—A. I was out of it about five years.

Q. What five years were you out?—A. I couldn't say. I came back in 1900.

Q. Came back to Jermyn?—A. In the Second Ward I lived.

Q. And there you were the five years?—A. Yes, sir.

Q. Came back into the First Ward in 1900?—A. Yes, sir.

Q. Then you have lived there continuously since 1900 in the First Ward of Jermyn?—A. Yes; all but six months during the strike.

Q. Where were you?—A. Pittsburgh.

Q. You were employed there?—A. Yes, sir.

Q. When did you leave here?—A. The 23d of May.

Q. When did you return?—A. The 26th of October.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 400, dated February 12, 1902; received from George Hart \$2.06, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Where?—A. In his house.

Q. To whom?—A. Paid it to Mr. Avery.

Q. The day it is dated?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. When you went to Pittsburgh it was for the purpose of finding temporary employment during the strike?—A. Yes, sir.

Q. It was your intention to return as soon as the strike was over?—A. Yes, sir.

HARRY GILBERT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. England.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Jermyn.

Q. When did you come to the United States?—A. I think it was in 1871.

Q. How long have you lived in Pennsylvania?—A. Lived in Pennsylvania about twenty years.

Q. How long in the First Ward of Jermyn?—A. About fifteen years.

Q. Have you lived there continuously for the last fifteen years?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

Q. Have you got them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Harry Gilbert, dated 2d of October, 1886, under the seal of the court, by Thomas H. Dale, prothonotary.)

Q. You presented yourself for this paper?—A. Yes, sir.

Q. Received them yourself?—A. Yes, sir.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 408, dated February 24, 1902; received of Harry Gilbert \$12.81, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$2.16, signed John Avery, collector.)

Q. You paid that yourself?—A. I sent the boy with it; I earned the money.

Q. He returned with that receipt?—A. Yes, sir.

Q. Do you remember when it was?—A. No, I don't; the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Put your ballot in the box yourself?—A. Yes, sir.

Q. Show it to anybody after you marked it?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

THOMAS MARSH, SR., called and sworn.

Direct examination by Mr. GILROY:

Q. You are the father of Thomas Marsh, jr.?—A. Yes, sir.

Q. He resides with you in the First Ward of Jermyn?—A. Yes, sir.

Q. He is how old?—A. I can't tell exactly; about 19 years of age; I have the dates in the house.

Q. Do you know whether or not he voted at this election held November 4, 1902, for the office of Representative in Congress?—A. No, sir.

Q. He did not vote?—A. No, sir.

Mr. SICKLER. We object to that.

Q. He is 19 years of age?—A. Yes, sir.

Q. Where was he that day?—A. He was in Scranton.

Q. There all day?—A. Yes, sir.

Q. He was not at the polls?—A. No, sir.

ALFRED BUTTERWORTH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When?—A. That is my business.

Q. How old are you?—A. I told you I did not wish to tell it.

Q. You are over 21 years of age?—A. Yes, sir.

Q. Over 25?—A. I guess so.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.

Q. Did you vote in the First Ward of Jermyn?—A. Yes, sir.

Q. How long have you resided in the United States; when did you come here?—A. 1882.

Q. How long have you lived in Pennsylvania?—A. Twenty years.

Q. How long in the First Ward of Jermyn?—A. Ten years.

Q. Have you lived there continuously for ten years in the First Ward of Jermyn?—A. Yes, sir. I live there ten years the 1st of next April.

Q. That is, ten years continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Luzerne County, dated the 3d of October, 1888, issued to Alfred Butterworth, under the seal of the court, Wm. P. James, clerk.)

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 314, dated December 14, 1901; received of Alfred Butterworth, \$8.90, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$1.50, signed John Avery, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. Paid it to Mr. Avery?—A. Yes, sir; I paid it to Isaac Avery.
 Q. That is his son?—A. Yes, sir.
 Q. And received that receipt from him?—A. Yes, sir.
 Q. Signed by him?—A. No; by his father.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

PATRICK MULLALEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. What is your age?—A. Twenty-nine.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. In the First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life; eight months I was in Philadelphia last year.
 Q. How long have you lived in Jermyn, First Ward?—A. All my life.
 Q. What eight months were you out?—A. I went away in August last year and got back in January.
 Q. August last year or the year before?—A. The year before.
 Q. You were away eight months and returned in January of last year?—A. Yes, sir.
 Q. You lived from January, 1902, continuously down to the 4th of November, 1902, in that ward?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. —, dated April 9, 1902; received of Patrick Mullaley \$2.06, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. To his daughter.
 Q. Where?—A. At his home.
 Q. Received this receipt?—A. Yes, sir.
 Q. Who signed it?—A. His daughter.
 Q. Was she authorized to receive taxes for the father?—A. It seems so. I have paid it to her different times.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

THOMAS HARVEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. When did you come to the United States?—A. 1879 or 1880.
 Q. How long have you lived in Pennsylvania?—A. Twenty-one years.
 Q. How long have you lived in the First Ward of Jermyn?—A. The last time about sixteen months.
 Q. Where were you?—A. Mayfield.
 Q. You have been in Mayfield?—A. Yes, sir.
 Q. When did you move to Jermyn?—A. It was a year ago last September.
 Q. So that you had lived in the First Ward of Jermyn at least two months prior to November 4, 1902?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. I haven't got it with me.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You filed no affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Was your father a citizen of the United States?—A. Yes, sir.

Q. During the year 1901 did you pay a State or county tax?—A. I couldn't say positively whether I did or not.

Q. You never received a receipt?—A. No, sir.

DANIEL MULLALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1878.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Always lived here.

Q. How long in the First Ward of Jermyn?—A. Always lived in the First Ward of Jermyn.

Q. How many years?—A. Twenty-five years.

Q. Have you lived there continuously?—A. Yes, sir.

Q. Never moved out?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 589, dated April 21, 1902; received of Daniel Mullaley \$2.06. taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)

Q. Did you pay that yourself?—A. Yes, sir.

Q. Where did you pay it?—A. John Avery's home.

Q. Paid it to him?—A. Yes, sir.

Q. Received that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

GEORGE HARVEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Jermyn.

Q. Where were you born?—A. England.

Q. When?—A. I don't know when.

Q. How old are you?—A. I was 30 last December—27th.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. When did you come to the United States?—A. I don't know when the ship landed.

Q. What year was that?—A. I am not sure.

Q. How old were you?—A. I was quite small.

Q. Eight or 10 years old?—A. I was about 10 or 12.

Q. How long have you lived in Pennsylvania?—A. Ever since I came here.

Q. How long have you lived in the First Ward of Jermyn?—A. We came to Mayfield, and moved down to Jermyn when I got married.

Q. When did you move down here?—A. It is about five or six years ago.

Q. Have you lived here for the last five or six years continuously?—A. Yes, sir; I moved to Mayfield one year.

Q. What year was that?—A. I couldn't exactly say.

Q. Three or four years ago?—A. Yes; it is five years ago.

Q. And then returned to the First Ward of Jermyn?—A. Yes, sir.

Q. Been in the First Ward of Jermyn since continuously?—A. Yes.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to George Harvey, dated September 14, 1897, under the seal of the court, by J. H. Thomas, clerk.)

Q. You presented yourself for this paper?—A. Yes, sir.

Q. Received it yourself from the clerk?—A. Yes, sir.

(Witness produces tax receipt, No. 463, dated March 13, 1902; received of George

Harvey \$3.67, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to him?—A. The company kept it out.

Q. This receipt you received in your envelope?—A. Yes, sir.

Q. In lieu of \$3.67 of your wages?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Who assisted you?—A. William Merritt.

Q. Did you ask the consent of the board to have William Merritt assist you?—A. Yes, sir.

Q. Who did you ask?—A. I asked the whole board.

Q. And they said you could have assistance?—A. Yes, sir.

Q. Did they consent to Merritt going in; did they send him in or did you ask that he be allowed to go in?—A. I didn't ask Merritt alone; they sent him in.

Q. You didn't ask for anyone in particular?—A. No, sir.

Q. Merritt was a handy man there and they sent him in?—A. Yes.

Mr. SICKLER. I object to the question.

Q. What reason did you give for having assistance?—A. I didn't know very well how to vote.

Q. You had voted before?—A. Yes, sir.

Q. Did you have assistance before or did you have yourself before?—A. Yes, sir.

Q. Have you always had assistance when you voted?—A. Yes, sir.

Q. Never voted without assistance?—A. No, sir.

Q. What reason did you give for assistance, not being able to understand the ballot?—A. No, sir.

Q. You read and write a little?—A. Yes, sir.

Q. They have a specimen ballot there, and the purpose of that is to instruct voters, if they are doubtful, about how to mark the ballot. Could you have marked that ballot if the board would have instructed you on the outside on this specimen ballot; could you have marked it yourself with that instruction if you had it?—A. Yes; I could if they only did that; they never did that.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. As I understand you, you asked the board for assistance because you were not competent to mark the ballot as you desired to vote?—A. Yes, sir.

By Mr. GILROY:

Q. You have full use of your hands?—A. Yes, sir.

Q. And full use of your eyes?—A. Yes, sir.

JOHN HARVEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. The First Ward.

Q. Where were you born?—A. England.

Q. When were you born?—A. I couldn't tell you.

Q. How old are you?—A. Twenty-five last Wednesday.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the First Ward of Jermyn.

Q. When did you come to the United States?—A. I couldn't tell.

Q. Do you remember how old you were?—A. No, sir.

Q. Were you a boy?—A. Yes, sir.

Q. About 8 or 10 years old?—A. Seven or 8.

Q. How long have you lived in Pennsylvania?—A. About nineteen years, I guess.

Q. How long have you lived in the First Ward of Jermyn?—A. Five years.

Q. You came immediately to Pennsylvania?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Never got them?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 719, dated November 24, 1902, received of John Harvey \$2.06, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)

- Q. You paid this yourself to Mr. Avery?—A. Yes, sir.
 Q. Paid it at his house?—A. No; at my house.
 Q. Paid it on the date of this receipt?—A. Yes, sir.
 Q. This is the only tax you ever paid?—A. Yes, sir.

By Mr. SICKLER:

- Q. Was your father a citizen of the United States?

Mr. GILROY. We object to that.

A. Yes, sir.

Mr. GILROY. We ask to have that stricken out.

By Mr. GILROY:

- Q. Did you have any assistance marking your ballot?—A. Yes, sir.
 Q. Who assisted you?—A. Will Rawling.
 Q. Did you ask the board to have assistance?—A. Yes, sir.
 Q. Can you read and write?—A. No, sir.
 Q. Wouldn't you have been able to mark the ballot yourself?—A. No, sir.
 Now, 12 o'clock m. January 23, 1903, hearing is adjourned until 1.30 o'clock p. m. same day.
 Now, 1.30 o'clock p. m. January 23, 1903, pursuant to the last adjournment, hearing is resumed.

MICHAEL MONOGHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. The First.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I don't know. I come to the country thirty-three years, on the 27th of next April.
 Q. You came here in 1870?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in the United States?—A. Thirty-three years.
 Q. How long in this State?—A. I am in Pennsylvania that—I went to Chicago seventeen years ago; I was there two or three years, and I am back in Jermyn fourteen years.
 Q. In the First Ward of Jermyn for that time?—A. Yes; I never slept a night out of it.
 Q. You have been living here fourteen or fifteen years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Carbon County, at Mauch Chunk, Pa., to Michael Monaghan, dated the 1st of October, 1880, under the seal of the court, George W. Esser, clerk.)
 Q. Have you State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated April, 1902, received of Michael Monaghan \$2.06, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Paid it about the date of that receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. I applied to the board.
 Q. And they appointed somebody?—A. Yes, sir.
 Q. Who did they appoint?—A. Mr. Tom Hart the last time.
 Q. What reason did you give?—A. Because I wasn't able to do it myself.
 Q. You don't read or write?—A. No, sir.
 Q. You would have been able to mark it yourself if you had been instructed?—A. I had two sons and they instructed me—when I went in and cast my vote I insisted on the board to get assistance, and they told me to pick a man.
 Q. What did your sons do?—A. They instructed me.
 Q. You would have been able to mark it yourself?—A. If there was nobody to go in, I guess.
 Q. You don't read and write?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. You didn't file an affidavit?—A. No, sir.

BARTLEY MULLEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. Ireland.

Q. When?—A. In 1834.

Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the First Ward of Jermyn.

Q. When did you come to the United States?—A. In 1881, the 19th of September.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the First Ward of Jermyn?—A. About twenty-two years.

Q. Have you lived continuously there for twenty-two years?—A. Except for about six months in Pittsburg.

Q. When was that?—A. That was in 1884.

Q. You came back and have lived there continuously since that time?—A. Yes, sir; never worked a day outside of the State.

Q. You never lived outside of the First Ward of Jermyn since 1884?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Bartholomew Mullen, dated the 28th of October, 1889, under the seal of the court. W. G. Daniels, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you any other tax receipt with you?—A. My wife dies a few months ago.

Q. Have you any with you?—A. No, sir.

(Witness produces tax receipt No. 250, dated December 7, 1902; received of Bartley Mullen \$15.44, taxes for the year 1902 for the district of Jermyn, First Ward, including a county tax of \$2.60, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Whom did you pay it to?—A. John Avery's daughter.

Q. Where?—A. Up at his own house.

Q. Did you have any assistance marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Marked it alone?—A. Yes, sir.

Q. Put the ballot in the box yourself?—A. I handed it to them. I saw it go into the box.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Did you, during the year 1901, pay a State or county tax?

Mr. GILROY. I object to that question.

A. I paid all taxes in full every year.

Q. You say that within the year 1901 you paid a State or county tax?—A. Yes, sir.

Q. To whom did you pay that tax?—A. To John Avery.

Q. Where?—A. In his own house.

Q. Can you tell about what time of the year?—A. I couldn't exactly tell you; I can get proof from himself.

Q. Can you tell us about the month?—A. I believe some time about November—some time about that.

Q. You have already testified you paid your taxes for the year 1901?—A. Yes, sir.

Q. And you had a receipt for that tax?—A. Yes, sir.

Q. You don't know where that tax receipt is now?—A. No, sir.

Q. You have lost it?—A. Yes, sir.

Mr. GILROY. We move to strike that evidence out as not proper cross-examination, it appearing that the collector is still living, and the witness could have produced a duplicate tax receipt.

Mr. SICKLER. To which motion counsel for the respondent objects.

THOMAS HART, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. The First Ward.

- Q. Where were you born?—A. Ireland.
 Q. When?—A. 1845.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. When did you come to the United States, what year?—A. In 1865.
 Q. How long have you lived in Pennsylvania?—A. I live here ever since I came nearly.
 Q. How long have you lived in the First Ward of Jermyn?—A. About twenty-eight years.
 Q. Have you lived there continuously for twenty-eight years?—A. Yes, sir; not in the First Ward.
 Q. When did you move into the First Ward?—A. Two years ago.
 Q. You have lived in the Second Ward?—A. Yes, sir; five years.
 Q. You have lived in the First Ward over two years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Thomas Hart, dated the 5th of October, 1876, under the seal of the court, M. Zimmerman, clerk.)
 Q. You got this paper yourself?—A. Yes, sir.
 Q. It was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. How many properties do you own?—A. Two.
 Q. And they are both in Jermyn?—A. Yes, sir.
 Q. One in the First Ward and the other in the Second?—A. Yes.
 Q. These tax receipts were both dated the same day?—A. Yes, sir.
 (Witness produces tax receipt No. 331, dated January 14, 1901; received of Thomas Hart the sum of \$25.23, taxes for the year 1900 for the district of Jermyn, First Ward, including a county tax of \$4.67, signed John Avery, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. You paid it to Mr. Avery?—A. Yes, sir.
 Q. Where did you pay it?—A. At his own house.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

PATRICK TALLETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Schuylkill County, Pa.
 Q. When?—A. In 1879.
 Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Jermyn?—A. About ten months.
 Q. When did you come to the First Ward?—A. About April, 1902.
 Q. Married man?—A. No, sir.
 Q. You work here?—A. Yes, sir.
 Q. Board in the First Ward of Jermyn?—A. Live with my parents.
 Q. Have you lived with them continuously?—A. Yes, sir.
 Q. Weren't out of the State when you went away?—A. No, sir.
 Q. You have lived in the ward at least two months prior to this election?—A. Yes, sir; haven't left here at all.
 Q. So that you were in this ward continuously from April to the time of this election?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 182, dated February 24, 1902; received of Patrick Tallett \$2.36, taxes for the year 1901 for the district of Mayfield, First Ward, including a county tax of 33 cents, signed P. H. Quinn, collector.)
 Q. You lived in Mayfield prior to living down here?—A. Yes, sir.
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Quinn.
 Q. When and where?—A. The date there, at his house.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

PATRICK MONOGHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. When did you come to the United States?—A. 1884.
 Q. How long have you lived in Pennsylvania?—A. Thirteen years.
 Q. How long in the First Ward of Jermyn?—A. Thirteen years.
 Q. Have you lived in that ward continuously for thirteen years?—A. Yes, sir.
 Q. Living there yet?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Was your father a citizen of the United States?
 Mr. GILROY. We object to that, and ask to have it stricken out.
 A. Yes; before I came to this country.
 Q. You came to this country before you were of age?—A. Yes, sir.
 Mr. GILROY. I move to strike that out.
 Mr. SICKLER. We oppose the motion to strike out.

JOHN JAMES MORCOM, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. Cornwall, England.
 Q. When?—A. 1859.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. When did you come to the United States?—A. I think it was in 1869 or 1870.
 Q. Were you about 20 years old?—A. I came under age.
 Q. Nineteen or 20 at the time you came?—A. No.
 Q. How old were you?—A. Ten or 11.
 Q. How long have you lived in Pennsylvania?—A. Ever since I landed.
 Q. How long have you lived in the First Ward of Jermyn?—A. Ever since I came here first.
 Q. Never moved out?—A. No, sir.
 Q. You have been living continuously in that ward for five or six years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, Honesdale, Pa., dated the 1st of October, 1890, to John J. Morcom, under the seal of the court, Charles Mermer, prothonotary.)
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 603, dated April 24, 1902, received of John J. Morcom \$2.06, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax for 30 cents, signed John Avery, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Paid it to the regular collector, John Avery?—A. Yes, sir.
 Q. Where?—A. At his house.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. No, sir.

- Q. Anyone with you?—A. Yes, sir.
 Q. Into the same booth?—A. Yes, sir.
 Q. Who was there?—A. We both went in—to assist this man and marked my own myself.
 Q. So that you were both in together?—A. Yes, sir.
 Q. Who was the fellow with you?—A. William Skinn.
 Q. Was he a voter of that ward?—A. Yes, sir.
 Q. Did he ask the board for assistance to vote?—A. Yes, sir.
 Q. Both votes were marked together?—A. Yes, sir.
 Q. You had the permission of the board to do that?—A. Yes, sir.
 Q. This man able to read and write?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir; I didn't swear in mine.
 Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. This man had nothing to do with your ballot?—A. Yes.

By Mr. GILROY:

- Q. The other fellow was there when you marked your ballot?—A. He was standing there; yes.

Now, January 23, 1903, at 3 o'clock p. m. hearing is adjourned until January 24, 1903, at 9 o'clock a. m.

Now, January 24, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of testimony on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

JOHN D. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1857.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in the United States; when did you come here; what year?—A. I think it was 1865 or 1866.
 Q. When you were a boy?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Since I have come to this country.
 Q. How long in the First Ward of Jermyn?—A. Ten or fifteen years.
 Q. Have you lived continuously in the First Ward of Jermyn for fifteen years?—A. Yes, sir.
 Q. Never been away?—A. I was nine months in Minnesota.
 Q. When?—A. Ten years ago.
 Q. Since that time you have lived continuously in this ward?—A. Yes, sir.
 Q. Prior to November 4, 1902?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I did have some; I don't know where they are; my father was a citizen before I came of age.
 Mr. GILROY. We move to strike that out.
 Q. Have you a naturalization paper with you?—A. No, sir.
 Q. Have you a tax receipt?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. No; I have no objection.
 Q. For whom did you vote?—A. I voted for Howell.

Cross-examination by Mr. SICKLER:

- Q. You have no tax receipt?—A. No; I couldn't find them.
 Q. Did you during the year 1901 pay a State or county tax?—A. Yes, sir.
 Q. To whom did you pay that?—A. John Avery.

- Q. Where?—A. At my home.
 Q. Do you remember about what time of the year?—A. No; I couldn't exactly.
 Q. Can you tell us about?—A. I think it was in the spring.
 Q. Was your father a citizen of the United States before you became of age?—
 A. Yes, sir.

Mr. GILROY. I object to that and ask that it be stricken out.

THOMAS SEYMOUR, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in the United States?—A. Twenty-three years the 21st of July.
 Q. You came to this country in 1880?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Just twenty years the 5th of May coming.
 Q. How long in the First Ward of Jermyn?—A. All that time.
 Q. Continuously?—A. Yes, sir.
 Q. Never been out of it?—A. No, sir; always lived in the same ward.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. Have you them with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Henry Seymour, dated 5th of October, 1888, under the seal of the court, by W. G. Daniels, clerk.)

- Q. Thomas Henry Seymour is yourself?—A. Yes, sir.
 Q. They were issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 14, 1903, received of Thomas Seymour \$17.91, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of \$2.85, signed John Avery, collector.)

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted?—A. Yes; I have.

Cross-examination by Mr. SICKLER:

- Q. Did you during the year 1901 pay a State and county tax assessed to you?—
 A. I always pay my taxes.
 Q. To whom did you pay it?—A. 1900 and 1901; I have always paid my taxes to John Avery; he had been the collector.
 Q. Then during the year 1901 you paid your tax to John Avery?—A. Yes, sir.
 Q. Where did you pay it?—A. Right in my own house.
 Q. About what time of the year?—A. I think I paid my 1901 in the fall of 1901.
 Q. You couldn't tell us about the month?—A. No, sir.

By Mr. GILROY:

- Q. When you paid it, if you paid it, you received a receipt?—A. Yes, sir.
 Q. And those you have at the house?—A. Yes, sir.
 Q. They are there?—A. Yes; somewhere.

By Mr. SICKLER:

- Q. Are you sure they are there?—A. I am sure they were taken there.
 Q. You are not sure they are there now?—A. I am as sure as can be. I didn't have time to hunt them up this morning; every receipt I have in full is somewhere put away.

THOMAS SPILLANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Wayne County, Pa.

- Q. What is your age?—A. Thirty-seven.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Ever since I have been born.
- Q. Never out of the State to live?—A. No, sir.
- Q. How long have you resided in the First Ward of Jermyn?—A. Pretty nearly two years.
- Q. When did you move into Jermyn?—A. I couldn't tell you just exactly; about two years ago. This is the second election I voted.
- Q. You lived there at least two months prior to that election held November 4, 1902?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. I have a county.
- (Witness produces tax receipt No. 660, dated June 3, 1902; received of Thomas Splane taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. No, sir; my wife paid it.
- Q. With your money?—A. Yes, sir.
- Q. To whom?—A. John Avery.
- Q. Then this "Thomas Splane" is the name by which you go; it is your receipt and was for taxes assessed to you?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Go into the booth alone?—A. Yes, sir.
- Q. Remained there alone?—A. Yes, sir.
- Q. Marked your ballot yourself?—A. Yes, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

HENRY B. SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When?—A. 1850.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Jermyn.
- Q. What year did you come to the United States?—A. In 1871, August 25.
- Q. How long have you lived in Pennsylvania?—A. I lived in Jermyn ever since I landed.
- Q. You have lived continuously in Jermyn?—A. I have never moved away.
- Q. You established a residence in Jermyn when you came in 1871?—A. Yes, sir.
- Q. Never moved out of Jermyn since?—A. No, sir.
- Q. Have you been at least two months a resident of Jermyn prior to this election?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. I have.
- (Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, Pa., dated 1st of October, 1880, issued to Henry Smith, under the seal of the court, Charles Menner, clerk.)
- Q. This paper was issued to you?—A. Yes, sir.
- (Witness produces tax receipt No. 248, dated December 26, 1902; received of Harry Smith taxes for the year 1902, for the district of Jermyn, First Ward, \$11.16, including a county tax of \$1.84, signed John Avery, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. Paid it with your own money?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Deposited your ballot alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.
- Q. Have you any objection to telling us for whom you voted for Representative in Congress?—A. I have no objection; I am not ashamed.
- Q. For whom did you vote?—A. I voted for Howell.

Cross-examination by Mr. SICKLER:

Q. Did you, during the year 1901, pay a State or county tax?—A. Yes; I never missed.

Q. To whom did you pay that tax?—A. I think to John Avery.

Q. Where did you pay that tax?—A. I don't remember.

Q. It was in the borough?—A. Yes, sir.

Q. Do you remember about what time of the year it was?—A. No, sir.

Q. Whether it was spring or fall?—A. I couldn't swear to that.

Q. You know you paid it during the year?—A. Yes, sir.

By Mr. GILROY:

Q. You received receipts for them?—A. Yes, sir.

Q. You have them at the house?—A. I believe I have a bundle of them.

WILLIAM SEYMOUR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn; First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. What year did you come to the United States?—A. 1873.

Q. How long have you lived in Pennsylvania?—A. Eighteen years.

Q. How long have you lived in this election district, the First Ward of Jermyn?—A. Five years now.

Q. Have you lived continuously in the First Ward?—A. Yes, sir; the last five years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Seymour, dated the 5th of October, 188—, under the seal of the court, signed W. G. Daniels, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 789, dated June 27, 1901; received of William Seymour 85 cents, taxes for the year 1900, for the First Ward of Jermyn, including a county tax of 15 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. John Avery.

Q. When and where?—A. He came to the house.

Q. You paid him about what time?—A. The date is on there.

Q. You paid him the date of that receipt?—A. Yes, sir.

Q. You received that receipt as evidence of payment?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Deposited the ballot in the box yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

GEORGE ROBERTS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Ever since I was born.

Q. How long in the First Ward of Jermyn?—A. About fifteen years.

Q. You have lived there continuously fifteen years?—A. Continuously I am in Pennsylvania.

Q. What were you doing two months prior to November 4, 1902; where were you working?—A. I was working on the O. and W. somewhere.

- Q. Railroaded?—A. Painting.
 Q. Where did you board at that time?—A. Home.
 Q. So that you lived there and your residence was there for fifteen years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 675, dated July 19, 1902; received of George Roberts \$2.06, taxes for the year 1901, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid that yourself?—A. Certainly.
 Q. To whom?—A. John Avery.
 Q. When and where?—A. At his house.
 Q. When?—A. The 19th of July, I guess, the date it was.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Who did you give it to to put in the box?—A. I put it in myself.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Did you bet anything on the election?—A. No, sir.

THOMAS SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. What year?—A. 1854.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. What year did you come to the United States?—A. 1870.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Smith, dated the 5th of October, 1888, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. This was issued to you?—A. Yes, sir.
 Q. You went to the court and received it?—A. Yes, sir.
 Q. Have you a State or county tax?—A. Yes, sir.
 (Witness produces tax receipt No. 583, dated April 17, 1902, received of Thomas Smith \$14.35, taxes for the year 190—, for the district of Jermyn, First Ward, including a county tax of \$2.25, signed John Avery, collector.)
 Q. Paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When and where?—A. At his house.
 Q. When?—A. At the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show it to anybody after you marked it?—A. No, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JAMES SHARKEY, Jr., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. England.
 Q. When?—A. Forty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. When did you come to the United States?—A. I couldn't tell; I was going on 10 years old.
 Q. How long have you lived in Pennsylvania?—A. Ever since I came here.
 Q. How long in the First Ward of Jermyn?—A. Since I came.
 Q. Ever since you were 10 years old?—A. Yes, sir.
 Q. Did you ever move out of the First Ward?—A. No, sir.

- Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Sharkey, dated the 6th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 634, dated April —, 1901, received of James Sharkey, jr., \$3.36, taxes for the year 1900, for the district of Jermyn, First Ward, including a county tax of 57 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Was it stopped on you?—A. There was one stopped.
 Q. It was paid with your money?—A. Yes, sir.
 Q. You received this receipt in lieu of the money you had earned?—A. Yes, sir.
 Q. Paid by the company for you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

GEORGE TROTTER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When were you born?—A. 1879.
 Q. What date in 1879?—A. The 7th of November.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in Jermyn, First Ward?—A. One year.
 Q. When did you move into the First Ward of Jermyn?—A. I always lived in Jermyn; lived in the Second Ward before.
 Q. When did you move into the First Ward?—A. About a year ago.
 Q. Do you remember the date?—A. No.
 Q. Are you married?—A. Yes, sir.
 Q. You moved with your family into the First Ward?—A. Yes, sir.
 Q. It was last summer?—A. Beginning of the fall before last.
 Q. It was about a year ago last Christmas?—A. Yes, sir.
 Q. That would be Christmas, 1901?—A. Yes, sir.
 Q. So that you lived in the First Ward at least two months prior to this election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 433, dated March 13, 1902, received of George Trotter \$1.98, taxes for the year 1901, for the district of Jermyn, First Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this tax, did you?—A. No; it was kept out of my pay.
 Q. Receipt was put in your envelope?—A. Yes, sir.
 Q. You received this receipt in lieu of that much pay?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Put the ballot in the box yourself?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you vote on age?—A. A couple years ago.
 Q. You didn't vote on age this time?—A. No, sir.
 Q. How old were you November 4, 1902?—A. Twenty-three.
 Q. Did you file an affidavit?—A. No, sir.

GEORGE MERRITT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where did you live in October?—A. The First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1876.
 Q. What date?—A. The 22d of February.

Q. Did you vote at the November election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did.

Q. Where did you vote?—A. The Second Ward.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in the First Ward of Jermyn?—A. I live where I live all my life. The same ward I live in I lived there always.

Q. Ever been away?—A. I was away during the strike.

Q. Where?—A. Buffalo, N. Y.

Q. When did you go away?—A. I have forgotten; I think in September.

Q. How long were you away?—A. Two months.

Q. What part of September did you go away?—A. The latter part of August I went away.

Q. When did you get back?—A. Back in time for election.

Q. How long before election did you get back, two or three weeks?—A. I got back before the strike was settled.

Q. How long?—A. About a week, probably two weeks.

Q. Then you were here about two weeks before election?—A. I should judge I was.

Q. Have you a State or county tax receipt?—A. I have a couple.

(Witness produces tax receipt No. 186, dated November 1, 1901, received of George Merritt \$14.80, taxes for the year 1901, for the district of Jermyn, for the First Ward, including a county tax of \$2.33, signed John Avery, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. You paid big taxes?—A. Yes, sir.

Q. Who did you pay this to?—A. John Avery's daughter.

Q. Where did you pay it?—A. At his residence.

Q. Did she have any authority to receive taxes?—A. I got the receipt from her.

Q. Has she any authority to sign his name?—A. Probably it was signed before; I saw it is signed.

Q. You don't know whether your taxes are paid or not?—A. Yes; they are paid.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Tell anybody how you voted?—A. Not that I know of.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. You paid that tax yourself, did you?—A. Yes, sir.

Q. And received that receipt as evidence of paying it?—A. Yes.

Q. In regard to going to Buffalo, when you went away it was for the purpose of finding temporary employment during the strike?—A. Not exactly; I went more to see a friend.

Q. Did you go to work while there?—A. Yes, sir.

Q. When you went away you intended to return as soon as the strike was over?—A. Not exactly.

Q. You intended to return?—A. Yes, sir.

Q. You didn't intend to change your residence?—A. No, sir.

Redirect examination by Mr. GILROY:

Q. While you were there you worked?—A. Yes; about five or six weeks.

Q. You had a good job there?—A. Fair.

Q. Not as good as it was at home?—A. No, sir.

Q. When there was a chance of reemployment here you came back?—A. Yes, sir; I came back before.

Q. You usually stay where you can do the best?—A. Yes, sir.

Q. If you could do better in Buffalo than in Jermyn you would move to Buffalo?—A. No, sir.

Q. Are you wedded to Jermyn?—A. No; but I would just as soon stay in Jermyn as Scranton.

Q. You would not if you could do better in Scranton?—A. That is a question.

Q. If you could do better there than here you would go there—that is, get more money for your work?—A. Circumstances would alter cases.

By Mr. SICKLER:

Q. When you went to Buffalo you didn't go there with the intention of working?—A. No, sir.

Q. You intended to return?—A. Yes, sir.

WILLIAM SKINN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1866. I guess.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. When did you come to the United States?—A. I come in 1836.
 Q. How long have you lived in Pennsylvania?—A. Ever since I came to the country.
 Q. Ever since 1886?—A. Yes, sir.
 Q. How long in the First Ward of Jermyn?—A. About eleven years.
 Q. Have you lived there continuously eleven years?—A. Yes, sir.
 Q. Never been out of it to live or work?—A. No, sir.
 Q. Have you a naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Skinn, dated the 29th of September, 1897, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 424, dated March 7, 1902, received of William Skinn \$18.33, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$2.20, signed John Avery, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Right in the house to Mr. Avery.
 Q. When?—A. The date of the receipt.
 Q. You paid it on that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Are you sure of that?—A. Yes, sir.
 Q. Do you know George Morcom?—A. Yes, sir.
 Q. Did you see him election day?—A. Yes, sir.
 Q. Wasn't he in the booth with you?—A. No.
 Q. Wasn't anyone in the booth with you?—A. Certainly; John James Norcom was.
 Q. Why was he in with you?—A. Because I wanted a little assistance.
 Q. You have been a voter ever since 1897?—A. Yes, sir.
 Q. Since you received that paper?—A. Yes, sir.
 Q. You have voted this ballot prior to this time without assistance?—A. Yes, sir.
 Q. You read and write a little?—A. Not much.
 Q. You read some?—A. Yes, sir.
 Q. You read and write enough to have marked this ballot?—A. Yes, sir.
 Q. And while you were in the booth you marked your ballot and he marked his?—A. Yes, sir.
 Q. You talked over the matter how you were going to vote?—A. Yes, sir.
 Q. Now, if Mr. Morcom or anybody else would have taken this ballot and instructed you how to mark it, on the outside, with this specimen ballot, you could have gone in there and marked it yourself?—A. I had marked it, only still I wanted to vote for different men.
 Q. If he had instructed you there, could you have marked it yourself?—A. I asked him: yes.
 Q. If he had instructed you on the outside, or one of the officers had, you could have gone in and marked it yourself?—A. I couldn't really read all the names.
 Q. You read a little?—A. I can't read much.
 Q. You marked this ballot yourself before?—A. Yes, sir.
 Q. Without assistance?—A. Yes; I have done it.
 Q. I say, if they had taken this ballot, a specimen ballot, and you had said to them, "I want to vote for John Jones for a certain office," you could have gone in and marked it yourself the same as that?—A. I guess I couldn't. Some names I couldn't read off.
 Q. They would have instructed you on the outside.—A. I don't know about that.

Q. If they had done on the outside as Morcom did on the inside you could have marked that ballot yourself?—A. I don't think I could.

Q. Did you ask the board for assistance?—A. Yes, sir.

Q. You have marked your ballot yourself?—A. Yes, sir.

Q. For whom did you vote for the office of Congress?—A. I ain't forced to tell that.

Q. Do you know?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

Q. You say that you think you know; that is, you depended upon his word for it?—A. Yes, sir.

Q. As I understand you, you voted alone when you didn't split your ticket?—A. Yes, sir.

Q. When you did split it you did have assistance?—A. Yes, sir.

Q. You can't read well enough to vote alone?—A. Yes, sir.

GEORGE ROBINSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Right here.

Q. The First Ward of Jermyn?—A. Yes, sir.

Q. Where were you born?—A. England.

Q. When?—A. I came here when I was a kid.

Q. How old are you now?—A. Thirty-three.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Jermyn.

Q. Do you remember when you came to the United States? How old were you?—A. I wasn't 12 years old.

Q. Do you remember the year?—A. I never figured it up.

Q. How long have you lived in Pennsylvania?—A. Twenty-one years next month.

Q. How long have you lived in the First Ward of Jermyn?—A. I have been living here ever since I came to the country.

Q. In this First Ward?—A. Yes, sir.

Q. Have you ever voted in any other ward but the First Ward of Jermyn?—A. No, sir.

Q. Never been out of this ward?—A. No, sir.

Q. Lived there continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Are you a married man?—A. Yes, sir.

Q. You live in this ward with your family?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No; I voted on my father's.

Q. Have you a naturalization paper?—A. No.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 441, dated March 13, 1902, received of George Roberts \$2.67, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes; it was stopped in the office.

Q. Your money paid it?—A. Yes, sir.

Q. This receipt you got in lieu of the money you would have had otherwise?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Put the ballot in the box yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Was your father a citizen of the United States before you became 21 years of age?

Mr. GILROY. We object to that and move that it be stricken out.

A. Yes, sir.

THOMAS QUINN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Born in Waymart.
 Q. Wayne County, Pa.?—A. Yes, sir.
 Q. When?—A. Thirty-two years ago the 19th of August last.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in the First Ward of Jermyn?—A. Going on two years.
 Q. Have you lived continuously in the First Ward two years?—A. Yes, sir.
 Q. At least two months before this election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 144, dated April 1, 1901; received of Thomas J. Quinn \$2.55, taxes for the year 1900, for the district of Mayfield, First Ward, including a county tax of 35 cents, signed P. H. Quinn, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. To whom did you pay it?—A. To P. H. Quinn.
 Q. You received this as evidence of payment?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Deposited it in the box yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

THOMAS ROBERTS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, First Ward.
 Q. Where were you born?—A. Jermyn.
 Q. The First Ward?—A. Yes, sir.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Jermyn?—A. I moved out of the ward once and was out of it about a year, and then I moved back in.
 Q. What year were you out?—A. 1901.
 Q. When did you return?—A. I have forgotten; I moved back last spring some time.
 Q. In the spring of 1902?—A. Yes, sir.
 Q. You lived continuously in the First Ward of Jermyn at least two months prior to this election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 386, dated January 30, 1901; received of Thomas Roberts \$2.23, taxes for the year 1900, for the district of Jermyn, Second Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. When you moved out of the First Ward you moved into the Second?—A. Yes, sir.
 Q. And then back into the First?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When and where?—A. To John Avery, at the time at his home.
 Q. When?—A. At the date of the receipt.
 Q. Paid it with your money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Deposited the ballot in the box yourself?—A. Yes, sir.
 Q. Did you show it to anyone before you deposited it?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

Now, at 12 o'clock m., January 24, 1903, hearing is adjourned to meet at 1.30 o'clock same day.

Now, January 24, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

BERT ROSS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. Where were you born?—A. Mill City, Wyoming County, Pa.
 Q. When?—A. The 7th day of November.
 Q. What year?—A. I am 27 next birthday.
 Q. Did you vote at the last election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where?—A. The First Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Always.
 Q. How long have you lived in the First Ward of Jermyn?—A. I have been here off and on nine years.
 Q. When did you come here the last time?—A. The 26th of August.
 Q. Of last year?—A. Yes, sir.
 Q. You have been living in the State prior to that?—A. Yes, sir.
 Q. Have you a State or county tax receipt with you?—A. No, sir; I had two and lost them.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Put the ballot in the box yourself?—A. Yes, sir.
 Q. Show it to anybody?—A. No, sir.
 Q. Did you swear in your vote?—A. I had to; I didn't have any tax receipt.
 Q. Did you file an affidavit?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. You say you lost your tax receipt?—A. Yes, sir.
 Q. Did you during the year 1901 pay a State or county tax?
 Mr. GILROY. I object to that, and ask to strike it out.
 Q. Do you remember the date of the receipt?
 Mr. GILROY. I object to that.
 A. No; I don't know how that is; I don't think I paid any taxes in 1901.
 Q. Did you pay a tax in 1902?—A. It was either two years ago last fall I paid, and I don't know for sure; I paid my taxes in Wyoming County.
 Q. Who is the collector?—A. Lyle Dearing.

By Mr. GILROY:

- Q. From your recollection you believe you paid your last tax two years ago last fall?—A. Yes, sir.
 Q. You would not say for sure?—A. No, sir.
 Q. You don't know the date?—A. No, sir.
 Q. You have receipts home?—A. No; I lost them somewhere.
 Q. They ought to be around the house somewhere.—A. Yes, sir.
 Q. Since you have had this subpoena?—A. Yes, sir.

By Mr. SICKLER:

- Q. You think you paid a State or county tax within two years of the election?
 Mr. GILROY. We object to that; it isn't a proper question.
 A. I don't know.

Now, January 24, 1903, p. m., hearing is adjourned until January 26, 1903, at 9 o'clock a. m., same place.

Now, January 26, 1903, pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, beginning at 9 o'clock a. m., in Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant, Jesse F. Sickler, esq., appears respondent.

WILLIAM BENNETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. The Second Ward.

- Q. Where were you born?—A. England.
- Q. When?—A. 1858.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. I voted in the Second Ward of Jermyn.
- Q. How long have you lived in the United States?—A. I have been in the United States since 1871, August 24.
- Q. How long have you lived in Pennsylvania?—A. I have lived in Pennsylvania all my life.
- Q. How long in the Second Ward of Jermyn?—A. In the neighborhood of sixteen years I am in that ward; I have been out of the town six months during 1871.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, Pa., dated the 1st of October, 1880, to William Bennett, signed Charles Menner, prothonotary, under the seal of the court.)
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 61, dated October 17, 1901, received of William Bennett \$18.83, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of \$3.16, signed, John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. Avery.
- Q. When and where?—A. The date is on there.
- Q. Where?—A. At his home.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Show your ballot to anybody after marking it?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. You were not challenged?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

HARRY L. FREAS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
- Q. Where were you born?—A. Berwick.
- Q. When?—A. I am over 23.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Jermyn?—A. Since 1896.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 30, dated October 8, 1901, received of Harry Freas, \$2.06, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 30 cents, signed John Avery, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. Paid it to Mr. Avery?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

F. D. FREAS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
- Q. What ward?—A. The Second Ward.
- Q. Where were you born?—A. Hazleton.
- Q. How old are you?—A. Thirty-three.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Practically all my life.
- Q. How long in the Second Ward of Jermyn?—A. Since 1897.
- Q. Continuously?—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 123, dated November 6, 1901, received of F. D. Freas, \$4.25, taxes for the year 1900, for the district of Jermyn, Second Ward, including a county tax of 75 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; paid it to Mr. Avery. My brother paid it by check; that is, we lump the whole thing.
 Q. Your money paid it?—A. Yes, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

JOHN MCGOFF, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. Nearly sixty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did not.
 Q. You didn't vote at all?—A. No, sir.
 Q. How long have you lived in this election district—the Second Ward of Jermyn?—A. About seven years.
 Q. You have lived continuously in that election district for seven years?—A. Yes, sir.
 Q. Pretty well acquainted with the people in that ward?—A. Yes.
 Q. Know them all?—A. Pretty nearly.
 Q. Is there another man in that ward by the name of John McGoff besides yourself?—A. Yes; my son.
 Q. That is John McGoff, jr.?—A. Yes; and he did not vote either.
 Q. Where were you on election day?—A. I was at home.
 Q. Where was your son?—A. He was in Scranton.
 Q. Neither you nor your son went to the polls that day?—A. No.
 Q. Was your son subpoenaed to be here?—A. No, sir.
 Q. How old is your son?—A. Twenty-two.

Cross-examination by Mr. SICKLER:

- Q. Did you work election day?—A. Yes; I work every day.
 Q. For whom did you work?—A. For myself.
 Q. Did anybody work with you?—A. Yes, sir.
 Q. Who?—A. My wife part of the time and an old man called Tom Scott.
 Q. Are you positive that your son did not vote?—A. Yes; I am positive.

MICHAEL MULDOON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About seventy years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in the United States?—A. Going on five years.
 Q. How long in Pennsylvania?—A. All the time in Pennsylvania, in this county.
 Q. Came directly here?—A. Well, Providence and Jermyn; thirty-eight years in Jermyn.
 Q. How long in the Second Ward of Jermyn?—A. About thirty-six years.
 Q. Continuously here?—A. Yes, sir.
 Q. Didn't move out during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., dated the 29th of October, 1856, signed B. McTigue, clerk; certified from the records the 8th day of October, 1866, signed by John Brown, clerk, under the seal of the court.)
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 81, dated October 25, 1901, received of Michael Muldoon \$16.71 taxes for the year 1901, for the district of Jermyn, Second Ward and Third Ward, including a county tax of \$2.96, signed John Avery, collector.)

- Q. You own property in two wards?—A. Yes, sir.
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. Avery, the collector?—A. Yes, sir.
- Q. At his house?—A. Yes; to him and his daughter.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were into the booth alone?—A. Yes, sir.
- Q. Remained there alone?—A. Yes, sir.
- Q. Put the ballot in the box yourself?—A. No; I handed it to one of the clerks.
- Q. Did you show your ballot to anyone before putting it in the box?—A. No.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

ALFRED GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In the Second Ward of Jermyn.
- Q. Where were you born?—A. Third Ward of Jermyn.
- Q. How old are you?—A. Thirty-four.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Voted in the Second Ward of Jermyn?—A. Yes, sir.
- Q. How long have you lived in Pennsylvania?—A. Ever since I was born.
- Q. How long in the Second Ward of Jermyn?—A. Going on nine years.
- Q. You lived continuously there for nine years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 234, dated November 12, 1901, received of Alfred Griffiths \$13.93, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of \$2.40, signed, John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. John Avery.
- Q. When and where?—A. At his house.
- Q. At the date of the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Didn't swear in your vote?—A. No, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Filed no affidavit?—A. No, sir.

WILLIAM BENNETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When?—A. 1863.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Jermyn.
- Q. How long have you lived in the United States?—A. About thirty years.
- Q. Came here what year?—A. 1872.
- Q. How long have you lived in Pennsylvania?—A. Ever since I came to the country.
- Q. All the time in this State?—A. Yes, sir.
- Q. How long in the Second Ward of Jermyn?—A. Quite a while.
- Q. About how long?—A. Well, I lived pretty nearly all my life. I did live in the Third a while.
- Q. How long ago is that?—A. Eight or nine years ago.
- Q. You lived continuously in the Second Ward of Jermyn at least two months prior to this election?—A. Yes; I am living in the house I am living now for six years in March.
- Q. And that is in the Second Ward of Jermyn?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 29th of September, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a State or county tax?—A. Yes, sir.

(Witness produces tax receipt No. 538, dated April 7, 1902, received of William Bennett \$2.85, taxes for the year 1901 for the district of Jermyn, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Paid one to Mr. Avery's daughter and one to him.

Q. You paid it to Avery?—A. Yes, sir.

Q. Where did you pay it?—A. At his house.

Q. When?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Put your ballot in the box yourself?—A. No; I gave it to one of the fellows there.

Q. Saw him put it in the box?—A. Yes, sir.

Q. An officer of the board?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did he put it in the box immediately?—A. I think so.

Q. He did not open it?—A. No, sir.

Q. You saw him put it in?—A. Yes, sir.

ROBERT TROTTER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, First Ward.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. I lived here thirty-three years the 6th of March.

Q. All your life?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Jermyn?—A. Always lived there to the 11th of June.

Q. You lived in the Second Ward until the 2d of June?—A. Yes.

Q. Last June, 1902?—A. Yes, sir.

Q. You moved out?—A. I moved into the First Ward.

Q. And you have been back in the Second Ward since the 11th of June?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward.

Q. Are you a married man?—A. Yes, sir.

Q. Moved your family out the 11th of June?—A. Yes, sir.

Q. Went to the First Ward?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 432, dated March 13, 1902, received of Robert Trotter \$2.67, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 45 cents, signed, John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir; they stopped it.

Q. Your money paid it?—A. Yes, sir.

Q. You received that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Voted in the Second Ward of Jermyn?—A. Yes, sir.

Q. You were living in the First Ward at the time?—A. Yes, sir.

Q. And had been since June, 1902?—A. Yes, sir.

By Mr. SICKLER:

Q. Are you sure that you voted in the Second Ward?—A. Yes, sir.

Q. While you were living in the First?—A. Yes, sir.

ISAAC JONES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
- Q. Where were you born?—A. Wales.
- Q. When?—A. When I was a boy.
- Q. About fifty-two years ago?—A. Probably forty-five.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.
- Q. You did not vote?—A. No, sir.
- Q. How long have you lived in the Second Ward of Jermyn?—A. About thirteen or fourteen years.
- Q. Continuously?—A. Yes, sir.
- Q. Are you pretty well acquainted with the people in that ward?—A. Yes, sir.
- Q. Is there another man in the ward by the name of Isaac Jones besides yourself?—A. I think not.
- Q. If there was such a man you would doubtless know him?—A. I think I would.

By Mr. SICKLER:

- Q. What were you doing election day?—A. I was peddling bread and cakes.
- Q. Were you near the polls?—A. No, sir; I wasn't over there at all.

GEORGE S. DUNN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
- Q. Where were you born?—A. Ararat, Pa.
- Q. About when?—A. 1870.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Thirty-two years.
- Q. How long in the Second Ward of Jermyn?—A. Eight years.
- Q. Have you lived continuously in that ward eight years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 156, dated November 9, 1901, received of George S. Dunn \$2.57, taxes for the year 1901 for the district of Jermyn, Second Ward, including a county tax of 45 cents, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. Avery?—A. Yes, sir.
- Q. Where?—A. At his residence.
- Q. When?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

THOMAS NICHOL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When?—A. Twenty-six years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Jermyn.
- Q. How long have you lived in the United States?—A. I came here when I was 4 years of age.
- Q. How long in Pennsylvania?—A. All the time.
- Q. How long in the Second Ward of Jermyn?—A. Between eleven and twelve years.
- Q. You have lived continuously eleven or twelve years in that ward?—A. Yes, sir.
- Q. Have you been out of the ward since then?—A. No, sir.

- Q. During the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. I have my father's.
 Q. Have you your own?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 366, dated January 16, 1902, received of Thomas Nichol \$1.98, taxes for the year 1901 for the district of Jermyn, Second Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. This is your receipt?—A. Yes, sir.
 Q. Did you pay this tax yourself?—A. No; my money paid it.
 Q. You gave the money to somebody else to pay the tax?—A. Yes; to my mother.
 Q. And she returned you this receipt?—A. Yes, sir.
 Q. When was it paid?—A. I think the date of that receipt.
 Q. Is this receipt just as you got it?—A. Yes, sir.
 Q. How long has John Avery been collector of this borough?—A. He is serving his third year now.
 Q. The tax receipt shows evidence of mutilation, it is dated January 16 in ink, and the year is in printed figures across it with a lead pencil, and changed from 1900 to 1902, and the assessment is changed from 1900, the printed figures, by lead pencil and marked over the top "1902."—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. Was your father a citizen before you were 21 years of age?
 Mr. GILROY. We object to that.
 A. Yes, sir.
 Q. You have said that this receipt is just as you received it?—A. Yes, sir.
 Mr. GILROY. We move to strike out the testimony with reference to naturalization.

MICHAEL T. BREEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in the Second Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't give you the date.
 Q. How long ago, about?—A. Forty-seven years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir; I wasn't near the polls that day at all.
 Q. You did not vote?—A. No, sir.
 Q. How long have you lived in this district?—A. I can't remember whether it was four or five years, I think it will be five years next August.
 Q. Continuously?—A. Yes, sir.
 Q. Pretty well acquainted with the voting population of the ward?—A. Not the voting population.
 Q. Do you know whether or not there is another man in this ward by the name of Michael T. Breen besides yourself?—A. No, sir; there is not.

By Mr. SICKLER:

- Q. Are you positive there is no one else there by that name?—A. Yes; I am satisfied there is not.
 Q. What were you doing on election day?—A. I guess I must have been in bed, because I work nights. I wasn't in bed all day, but I didn't vote.

BRYAN KINNEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Ireland
 Q. When?—A. 1837.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. When did you come to the United States?—A. In 1867, I think.
 Q. How long have you lived in Pennsylvania?—A. I am here since 1868 in Jermyn.
 Q. How long in the Second Ward of Jermyn?—A. Since I come to the place.
 Q. Never been out of the ward?—A. No, sir; I live in the same house yet.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of the

mayor's court of the city of Carbondale, Pa., dated the 21st of September, 1872, issued to Brian Kinney, under the seal of the court, signed M. G. Neary, clerk.)

Q. You don't remember the year you came here?—A. No, sir.

Q. You don't know whether it was 1866 or 1867?—A. I couldn't tell; I think it was 1866, shortly after the war was over,

Q. Was it the spring or fall?—A. It was in the fall; it was in the midsummer.

Mr. SICKLER. I object to this line of questions on naturalization as a judicial act, and it can not be assailed collaterally; and counsel for the contestant has no right to ask of the witness the questions which tend to prove or disprove his eligibility to vote and citizenship at the time he received his papers.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 695, dated September 27, 1902, received of Brian Kinney \$21.09, taxes for the year 1901 for the district of Jermyn, Second Ward, including a county tax of \$3.55, signed John Avery, collector.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. It is in the name of Brian Kennedy.—A. That is the fault of the tax collector.

Q. It was assessed upon your property?—A. Yes, sir.

Q. Where is your property situated?—A. In the Second Ward.

Q. Do you own property in the Third Ward?—A. Yes, sir.

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. Avery, the collector?—A. Yes, sir; him and the daughter there together; it was her made the mistake.

Q. She wrote the receipt in the presence of the father?—A. Yes.

Q. You paid that at the time of the date there, the 27th day of September?—A. The same time.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

GEORGE GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Jermyn at the present time.

Q. Where were you born?—A. The First Ward of Jermyn.

Q. When?—A. 1874.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Jermyn?—A. About six months.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Jermyn.

Q. Where are you living now?—A. Second Ward.

Q. Where did you live before you moved to the Second Ward?—A. Carbondale.

Q. When did you move from Carbondale into the Second Ward?—A. Well, about six months ago.

Q. Do you remember when you moved down?—A. Just before the strike.

Q. Just before it ended?—A. No; before it commenced.

Q. Did you move in around April?—A. I ain't sure whether it was April or May.

Q. 1902?—A. Yes, sir.

Q. Then, have you lived there ever since continuously?—A. Yes.

Q. You have no State or county tax receipt?—A. No; I had a property up there and I sold it and gave the tax receipt to the man I sold it to.

Q. You have no tax receipt?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Swear in your vote?—A. No, sir.

Q. Asked any question—challenge you?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. Yes; I object to that.

Cross-examination by Mr. SICKLER:

Q. Did you, during the year 1901, pay a State or county tax?—A. I couldn't tell you whether it was 1901 or 1902 I paid that tax.

Q. Would you swear that it was at least one month before the election of 1902 that you paid a State or county tax?—A. Yes; I will swear to that.

Q. To whom did you pay it?—A. Passmore, in Carbondale.

Q. Where?—A. In the Sixth Ward.

Q. You can't tell us when?—A. I won't swear whether it is 1901 or 1902.

Redirect examination by Mr. GILROY:

Q. You know when that tax was assessed?—A. No.

Q. Can you swear what kind of a tax it was?—A. It was State and county that he collects.

Q. What State tax?—A. It was no State tax, merely a county; I had no money out at interest.

Q. Was a county tax all it was?—A. That is all, I suppose.

Q. You didn't look at it?—A. I know it was a county tax.

Q. What amount was assessed—for what purpose—do you remember?—A. I couldn't tell; I think it was somewhere in the neighborhood of \$2.

Recross-examination by Mr. SICKLER:

Q. You are positive it was a county tax?—A. Yes, sir.

Q. You are positive it was paid within two years of the election of 1902?—A. Yes, sir.

Q. And at least one month before that election?

By Mr. GILROY. We object to that.

A. I wouldn't swear whether it was or not.

Q. I ask you if you are willing to swear it was at least a month before the election?—A. No; I am not willing to swear to any such thing.

WALLACE TROTTER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1881.

Q. What date in 1881?—A. The 4th of August.

Q. What age are you now?—A. I will be 22 the 4th of next August.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long have you lived in the Second Ward of Jermyn?—A. All my life.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Did you have any assistance marking your ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. You filed an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir; walked right in and put my vote in.

Q. They didn't ask you to make an affidavit and swear to it before you voted?—A. No, sir.

By Mr. SICKLER:

Q. Were you registered?—A. Yes, sir.

Q. When you gave your name one of the election officers called off your name as having it on the voting list?—A. Yes, sir.

By Mr. GILROY:

Q. How do you know you were registered?—A. I wouldn't say for sure.

Q. You didn't see the registry list?—A. He just called my name off.

Q. When you went in you gave him your name.—A. No; one of the men called my name.

Q. You told him you were going to vote on age?—A. No; I didn't tell him anything.

Q. Just simply went in and voted?—A. Yes, sir.

By Mr. SICKLER:

Q. He looked at his list and found your name there and called it off?—A. That is, he looked and says "Wallace Trotter," and called it off.

LYMAN McCARTY, called and sworn:

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in Mayfield now.
 Q. Where were you born?—A. Middletown, Orange County, N. Y.
 Q. When?—A. Forty-one years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long did you live in Pennsylvania?—A. Nineteen years coming.
 Q. How long have you lived in the Second Ward of Jermyn?—A. Two years.
 Q. When did you move to Mayfield?—A. About a month ago.
 Q. You moved to Mayfield after election?—A. Yes; about a month ago.
 Q. You lived continuously in this Second Ward of Jermyn at least two months before this election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir; I have not.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. Did you during the year 1901 pay a State or county tax?—A. I did not.
 Q. Did you pay a tax during 1902, the year previous to this election?—A. No, sir; it is about three years ago.
 Q. You haven't paid a tax within three years from the time of this election?—A. Yes; inside of three years.
 Q. Have you paid one within two years?—A. No, sir.
 Q. Where did you pay that last tax?—A. Scott Township.

Dr. S. D. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Nelson, N. H.
 Q. When?—A. March 1, 1846.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Thirty-seven years.
 Q. How long in the Second Ward of Jermyn?—A. Since it was a borough.
 Q. You lived continuously in this Second Ward of Jermyn at least two months prior to this election of November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 228, dated November 26, 1900, received of S. D. Davis \$9.19, taxes for the year 1900, Jermyn Borough, First Ward, including a county tax of \$1.44, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it on the date of the receipt?—A. Yes, sir.
 Q. Did you have any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JOHN TROTTER, Jr., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1872, the 28th of March.
 Q. Thirty years old?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Jermyn?—A. Since 1879.
 Q. You have lived continuously in this Second Ward ever since it has been a ward?—A. No, sir; I lived in Mayfield a while.

- Q. When did you move to Mayfield?—A. It is six years since I moved there.
 Q. Since you lived there six years ago you lived in the Second Ward continuously?—A. Yes, sir.
 Q. Have you a State or county tax?—A. Yes, sir.
 (Witness produces tax receipt No. 642, dated May 21, 1902, received of John Trotter \$2.98, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Is this your receipt?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. Avery.
 Q. When and where?—A. The 21st of May, 1902.
 Q. Where?—A. The Second Ward, Jermyn.
 Q. At his house?—A. No; at mine.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you show your ballot to anybody?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JOHN L. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. I lived here all my life.
 Q. How long in the Second Ward of Jermyn?—A. About six years.
 Q. Where did you vote?—A. The Second Ward of Jermyn.
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 273, dated December 17, 1900, received of John L. Davis \$2.23, taxes for the year 1900, for the district of Jermyn, Second Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When?—A. The date of the receipt.
 Q. Did you have any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

DAVID GAMES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Dickson City, Pa.
 Q. When?—A. 1862, the 7th of May.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Jermyn?—A. Ever since it was created a ward.
 Q. How many years ago?—A. I couldn't tell you.
 Q. You lived there at least two months prior to that election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 662, dated May 3, 1902, received of David Games \$3.55, taxes for the year 1901, for the Second Ward of Jermyn, including a county tax of 45 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. No, sir; my wife paid it.
 Q. With your money?—A. Yes, sir.
 Q. To whom did she pay it?—A. John Avery.
 Q. When and where?—A. May 3; at my house.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

PETER KELLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. What year did you come to the United States?—A. 1884.
 Q. Where did you vote at this election?—A. The Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Continuously since then, with the exception of six months I was in the South.
 Q. What six months was that?—A. I was there in 1885.
 Q. How long have you lived in this Second Ward of Jermyn?—A. Almost continuously since.
 Q. Did you live at least two months prior to this election of November 4, 1902, in the Second Ward of Jermyn?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Peter Kelly, dated the 22d of December, 1892, under the seal of the court, signed C. E. Proy, prothonotary.)
 Q. These papers were issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 305, dated December 9, 1901, received of Peter Kelly \$18.18, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 82 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay this?—A. John Avery.
 Q. This receipt you received for the payment of taxes?—A. Yes.
 Q. Do you remember when you paid it?—A. That will tell you there.
 Q. The date of the receipt is the date you paid this tax?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it alone?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Swear your vote in?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MICHAEL IRVING, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. When?—A. 1866, July.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Pretty nearly thirty-seven years.
 Q. Always within the State?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Jermyn?—A. Thirteen years last November.
 Q. Have you lived continuously there for thirteen years prior to this election?—A. Yes, sir.
 Q. Never moved out of it in thirteen years?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 434, dated March 13, 1902, received of Michael Irving \$2.55, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. It was stopped in the office.
 Q. This was stopped at the office?—A. Yes, sir.

- Q. You received in your envelope this receipt and the amount of tax was kept out of your pay?—A. Yes, sir.
 Q. Your money paid this tax?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show your ballot to anybody?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

EDWARD BARRETT, called and sworn:

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Pittston, Pa.
 Q. When?—A. The 16th of November, 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. For thirty-one years.
 Q. How long have you lived in the Second Ward of Jermyn?—A. Something over two years.
 Q. When did you move into the Second Ward of Jermyn?—A. I could not exactly tell.
 Q. You have been living there at least two years?—A. I am living here fourteen years and in the Second Ward over two years. I lived there until the 23d of October—two years ago last October.
 Q. That was 1900?—A. Yes, sir.
 Q. You lived there continuously until the present day?—A. Yes.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 611, dated April 28, 1901; received of Edward Barrett \$2.06, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 80 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When?—A. On the date of the receipt, right in his house.
 Q. To whom?—A. To his daughter-in-law, I guess it is, or his daughter.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. No, sir—yes, sir.
 Q. Show it to anybody after it was marked?—A. No, sir.
 Q. Deposit it alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

WILLIAM C. SNYDER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Jermyn?—A. Very nearly six years.
 Q. Lived here continuously those six years in this ward?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 198, dated November 11, 1901; received of William Snyder \$2.06, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 80 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. John Avery.
 Q. When and where?—A. At the house, on the date on the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.

- Q. Went into the booth alone?—A. Yes sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

JOHN M. FORBES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. In 1872, August.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Second Ward of Jermyn?—A. Four years the 19th of this month.
 Q. Have you lived there continuously for that time?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 8, dated October 1, 1902; received of John M. Forbes \$2.06, taxes for the year 1902, for the district of Jermyn, Second Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Avery.
 Q. When and where?—A. At his residence.
 Q. When?—A. October 1.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN F. NICHOLSON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Forty-five years next month.
 Q. How long have you lived in the Second Ward of Jermyn?—A. Five years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 365, dated January 23, 1902; received of John F. Nicholson \$1.98, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. This is your receipt?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When and where?—A. I paid it at his house; there is the date on the receipt.
 Q. That is the date you paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

MARK S. COLLINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Scranton.
 Q. Pennsylvania?—A. Yes, sir.
 Q. When?—A. The 31st day of August, 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A.

Yes, sir.

Q. Where did you vote?—A. Second Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Jermyn?—A. About five years.

Q. Have you lived continuously in that ward five years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 585, dated April 19, 1902; received of M. S. Collins \$3.90, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax of \$1.50, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. And this receipt was given you in payment of the said taxes?—A. Yes, sir.

Q. When, where, and to whom did you pay that tax?—A. To John Avery, the 19th of April, 1902.

Q. You paid it at his house?—A. At my own house.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Marked your ballot?—A. Yes, sir.

Q. Put it in the box yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS TROTTER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where did you live?—A. Jermyn, Second Ward.

Q. Where were you born?—A. England.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A.

Yes, sir.

Q. When did you come to the United States?—A. I was about a year old; I wasn't quite a year old.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the Second Ward of Jermyn?—A. All the time.

Q. Have you lived continuously in the Second Ward of Jermyn?—A. Yes, sir.

Q. Never moved out?—A. No, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. I never took them out.

Q. Have you a State or county tax receipt?—A. There it is.

(Witness produces tax receipt No. 408, dated March 13, 1902, received of Thomas Trotter \$2.67, taxes for the year 1901, for the district of Jermyn, Second Ward, including a county tax for 45 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. No, sir; the D. and H. did.

Q. Your number is 35?—A. Yes, sir.

Q. You received this receipt from the D. and H?—A. Yes, sir.

Q. In lieu of that amount of your wages?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. I don't need to tell that.

Cross-examination by Mr. SICKLER:

Q. Was your father a citizen of the United States before you were 21 years old?

Mr. GILROY. We object to that.

A. Yes, sir.

Mr. GILROY. We move to strike that out.

CHARLES WAFFENDALE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Second Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1860.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. Did not vote?—A. No, sir.

Q. How long have you lived in the Second Ward of Jermyn?—A. Going on nine years.

Q. You lived continuously in the Second Ward of Jermyn during that time?—A. Yes, sir.

Q. Pretty well acquainted with the people in that ward?—A. Yes.

Q. Whether or not there is another man in that ward by your name?—A. No, sir.

Q. No other man in the ward by the name of Charles Waffendale?—A. Not as I know of.

Q. You did not vote—you are sure of that?—A. Yes, sir; I didn't vote.

Cross-examination by Mr. SICKLER:

Q. Where were you election day?—A. Right in the town.

Q. Where?—A. At the D. and H.

Q. Can you tell me the name of anybody who worked with you?—A. I am company hand; I go all over the mines.

Q. What is the nature of the work?—A. Timbering and blowing down rock, and everything of that kind.

By Mr. GILROY:

Q. You never took out your naturalization paper?—A. No, sir.

Q. You never voted?—A. No, sir.

Now, January 26, 1903, at 12 o'clock m., hearing is adjourned until 1.30 o'clock p. m., same day.

Now, January 26, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

WILLIAM TREZISE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Second Ward.

Q. Where were you born?—A. Beaver Meadow, Carbon County, Pa.

Q. When?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Jermyn?—A. One year the 3rd of January—this month.

Q. You moved into the Second Ward of Jermyn January 3, 1902?—A. Yes, sir.

Q. You lived there all last year?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. You are living there yet?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 8, dated May 23, 1902, received of William Trezise \$2.36, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of 33 cents, signed John Avery, collector.)

Q. Where did you live before moving into the Second Ward of Jermyn?—A. Mayfield.

Q. You paid this tax?—A. Yes, sir.

Q. Where did you pay it?—A. It was stopped in the D. and H. office, where I work.

Q. You received this receipt in lieu of \$2.36, the amount of the tax?—A. Yes, sir.

Q. Is this the receipt you received in your envelope?—A. Yes, sir.

Q. This is the same receipt, or did you lose the old one?—A. This is the new one.

Q. This is not the receipt you received at that time?—A. No; I had to go back to get that; I held the receipt when I voted.

Q. You had a receipt at that time?—A. Yes, sir.

Q. Is this an exact duplicate of your other receipt?—A. Yes, sir.

Q. Why didn't the collector make it a duplicate of the original receipt?—A. I don't know.

Q. Did you go to him and tell him you lost your other receipt?—A. Yes, sir.

Q. Did he refer to his books and see whether you had paid the other taxes?—A. Yes, sir.
 Q. And he gave you this receipt?—A. Yes, sir.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you see Mr. Quinn to get this receipt?—A. I didn't see him; he wasn't home.

Q. You saw his daughter?—A. His wife; it was his wife made out the receipt.

PATRICK COLLINS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I guess sixty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. When did you come to the United States?—A. I come in 1865.
 Q. How long have you lived in Pennsylvania?—A. I lived in Pennsylvania since I come out.

Q. Came directly here?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Jermyn?—A. Something about twelve or thirteen years.

Q. You moved to Jermyn twelve years ago?—A. No; I moved from the east side over to the Second Ward.

Q. How long have you lived in the Second Ward?—A. Twelve or thirteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Never moved out?—A. No, sir.

Q. Have you a naturalization paper?—A. Well, I have got them, but I got burned out.

Q. You haven't got them with you?—A. No, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 332, dated December 28, 1901, received of Patrick M. Collins \$16.49, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$2.91, signed John Avery, collector.)

Q. You own property in the Third Ward?—A. No; in the Second Ward; I did own it in the Third Ward, but I sold it.

Q. This is tax on that property?—A. Yes, sir.

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Avery.

Q. John Avery, the collector?—A. Yes, sir.

Q. When did you pay it, and were?—A. In his own office.

Q. When?—A. It is dated on the receipt.

Q. That is the date you paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I guess this is a secret ballot.

Q. Have you any objection?—A. I guess I will let it lie.

Q. Have you—did you vote for Howell or Connell?—A. I won't tell you.

By Mr. SICKLER:

Q. You say you had naturalization papers and lost them?—A. Yes.

Mr. GILROY. We move to strike that out.

GEORGE BENNETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Second Ward.

Q. Where were you born?—A. Jermyn.

- Q. Pennsylvania?—A. Yes, sir.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Ever since I was born.
 Q. How long in the Second Ward of Jermyn?—A. Ever since I was born; born there.
 Q. Have you lived continuously there?—A. Pretty nearly.
 Q. Have you left recently?—A. No, sir.
 Q. You resided in this ward at least two months prior to this election of November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 459, dated March 13, 1902: received of George Bennett \$2.67, taxes for the year 1901 for the district of Jermyn, Second Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. It was stopped in my due bill in the office.
 Q. Your money paid it?—A. Yes, sir.
 Q. You received this receipt in lieu of the amount, \$2 67?—A. Yes, sir.
 Q. When was this stopped and paid from your wages?—A. I couldn't say.
 Q. Was it last year some time?—A. Yes, sir.
 Q. Have you noticed the date of this receipt and this tax, March 13, 1902; was it around that time this was stopped?—A. I presume it was.
 Q. Was it before this election?—A. Yes, sir.
 Q. Was it at least a month before the election?—A. That was stopped a little while before the strike.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did not file an affidavit?—A. No, sir.
 Q. You were in the booth alone?—A. Yes, sir.
 Q. Marked the ballot yourself?—A. Yes, sir.

ALFRED T. MATTHEWS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1842.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. Well, I will be here now fifteen years coming August.
 Q. How long in Pennsylvania?—A. Thirteen or fourteen years.
 Q. All the while in Pennsylvania?—A. I was in New York State before I came here, and I have been here nearly fourteen years.
 Q. How long in the Third Ward of Jermyn?—A. Nearly all that time.
 Q. You lived in this ward at least two months before this election of November 4, 1902?—A. Never been out of it.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 29th of September, 1894, signed J. H. Thomas, clerk, under the seal of the court.)
 Q. That paper was issued to you?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 464, dated March 13, 1901: received of Alfred Matthews, sr., \$3.55, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. It was kept out of the pay at the office.
 Q. And this is the receipt you received in your envelope in lieu of the wages?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Show anybody your ballot before you put it in the box?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn, Pa.

Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—

A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. All my lifetime, except two years.

Q. How long have you lived continuously in the Third Ward?—A. Three years.

Q. Haven't moved away the last three years?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 475, dated March 13, 1902; received of John Kennedy \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)

Q. Did you pay this yourself?—A. No, sir; it was stopped at the office; I paid it.

Q. Your money paid it?—A. Yes, sir.

Q. This was a receipt you got in lieu of that much money?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. File any affidavit?—A. No, sir.

PATRICK LOUGHNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Jermyn, Third Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. I am 58 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress from the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Jermyn.

Q. What year did you come to the United States?—A. 1854.

Q. How long have you lived in Pennsylvania?—A. All that time.

Q. How long in the Third Ward of Jermyn?—A. About thirty-four years.

Q. Continuously before this last election of November 4, 1902?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale, dated the 6th of October, 1866, under the seal of the court, to Patrick Loughney, signed John E. Brown, clerk.)

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated February 22, 1902; received of Patrick Loughney \$18.32, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$3.27, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Where did you pay it?—A. In the tax collector's house.

Q. You paid it to him?—A. Yes, sir.

Q. Do you remember when you paid it?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Didn't show your ballot to anybody?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

HERMAN P. KIEFER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. The 24th of August, 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Jermyn?—A. Five years.

Q. Lived continuously there for the last five years prior to this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. I wasn't assessed in 1900, and I was sick for the year 1901, and I couldn't tell whether my tax is paid or not; they didn't bother me, and my wife was attending to my business, and I couldn't find them.

Q. You couldn't pay it if it wasn't assessed.—A. The first year I wasn't assessed, but the tax of the next year—

Q. You had no assistance marking your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. You say you were sick during the year 1901?—A. 1902 I was sick. I was sick just a week or ten days before March 1, last year, and the first work I did—I haven't worked a month yet.

Q. You didn't pay any tax during the year 1902 prior to the election?—A. Not that I know. I was sick in bed and under four doctors' care, and my wife was very busy, and she couldn't remember whether she paid it or not. I could get a duplicate if it was paid, but I didn't go to him.

Q. You don't know whether it was paid during the year 1901 or not?—A. I couldn't say whether it was or not.

HARRY KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. About sixteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. I have.

(Witness produces tax receipt No. 811, dated July 15, 1901, received of Harry Kennedy \$2.13, taxes for the year 1900 for the district of Jermyn, Third Ward, including a county tax of 78 cents, signed John Avery, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Where and when?—A. At his residence, to Mr. Avery.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Now, January 26, 1903, hearing is adjourned until January 27, 1903, at 9 o'clock a. m., at the same place.

Now, January 27, 1903, at 9 o'clock a. m., pursuant to the last adjournment, bearing of testimony on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

CHRISTOPHER BATTENBERG, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Germany.

Q. When?—A. 1838; the 11th of June.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. When did you come to the United States?—A. In 1866.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the Third Ward of Jermyn?—A. Twenty-seven years.

Q. Have you lived there all that time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Christopher Battenberg, dated the — day of October, 1882, under the seal of the court.)

Q. These were issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 612, dated April 28, 1902, received of Christopher Battenberg \$8.50, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$1.50, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Avery.

Q. You paid it at his house?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes; I can't read good English.

Q. Who helped you?—A. That is my business.

Q. You refuse to answer that question?—A. Mike McDermott.

Q. What reason did you give; did you have the consent of the board?—A. Yes, sir.

Q. What did you tell them?—A. I wanted help there; I can't read English good, and I got Mike McDermott.

Q. Can you read and write?—A. I can read and write in German but not in English.

Q. Can't you any English?—A. I can write my own name.

Q. And you can read a little English?—A. Not much.

Q. Couldn't you, if you were instructed on this ballot, mark it yourself without assistance?—A. No.

Q. That would be impossible?—A. It was kind of dark; that is the reason I took him there.

Q. So you do read a little English and write a little?—A. Yes.

Q. And you have full use of your hands?—A. Yes, sir.

Q. You don't use glasses when you go to work?—A. No.

Q. Do you know for whom you voted for Congress?—A. Yes, sir.

Q. How do you know?—A. Well, I looked.

Q. Did you instruct the man with you to vote for anybody, or did he mark the ballot himself?—A. He marked it himself.

Q. Did you swear in your vote?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. You did not swear in your vote?—A. Yes, sir.

Q. You made no affidavit?—A. I don't understand that.

Q. You were not sworn in?—A. No.

By Mr. SICKLER:

Q. You told the board that the reason that you wanted assistance was that you couldn't read and write English?—A. Yes, sir.

Q. You had to have somebody to assist you because of that?—A. Yes, sir.

J. E. SULLIVAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Third Ward of Jermyn.

Q. When?—A. March 5, 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Ever since I was born.

Q. How long in the Third Ward of Jermyn?—A. Ever since I was born.

Q. Never lost your residence there?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 690, dated April 12, 1901, received of J. E. Sullivan \$2.38, taxes for the year 1900 for the district of Jermyn, Third Ward, including a county tax of \$1.38, signed John Avery, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. John Avery.
 Q. When and where?—A. At the Erie office I paid it.
 Q. When?—A. On this date, April 12, 1901.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

GEORGE DOVAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Austria.
 Q. When?—A. 1863.
 Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. When did you come to the United States?—A. 1879.
 Q. You were about 16 years old?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. I live all the time.
 Q. You came directly to this State?—A. Yes, sir.
 Q. How long have you lived in the Third Ward of Jermyn?—A. A little over ten years.
 Q. Are you a married man?—A. Yes, sir.
 Q. You have lived there continuously since you moved there ten years ago?—A. Yes, sir.
 Q. Is this your naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to George Dovin, dated June 14, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This is your paper?—A. Yes, sir.
 Q. This was issued to you?—A. Yes, sir.
 Q. Are these your tax receipts?—A. Yes, sir.
 (Witness produces tax receipt No. 634, dated April —, 1901; received of George Dovin \$2.23, taxes for the year 1900 for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Did your money pay this?—A. Yes, sir.
 Q. To whom did you pay this?—A. John Avery.
 Q. Did you pay it yourself?—A. Yes, sir.
 Q. Wasn't that stopped at the company?—A. I don't know what that is there.
 Q. You got this in your pay?—A. Yes, sir.
 Q. And they kept out \$2.23?—A. Yes, sir.
 Q. Out of your pay?—A. Yes, sir.
 Q. And gave you this receipt instead?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Did you show your ballot to anybody?—A. No, sir.
 Q. Did you put it in the box yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MIKE LOPATO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. In Jermyn.
 Q. What ward?—A. The Third Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn..
 Q. What year did you come to the United States?—A. Seventeen years ago.
 Q. How long have you lived in Pennsylvania?—A. Sixteen years.

- Q. You came to this State, did you, first?—A. No; I came first in Philadelphia.
- Q. You lived in the Third Ward of Jermyn sixteen years?—A. Yes, sir.
- Q. Never moved away in those sixteen years?—A. I moved five or six months to Forest City, and then come back.
- Q. When was that?—A. About nine years ago.
- Q. Since then you have lived there ever since?—A. Yes, sir.
- Q. Wasn't away during the strike?—A. No, sir.
- Q. This is your naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Michael Lopato, dated the 22d of September, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)
- Q. You got this paper yourself?—A. Yes, sir.
- Q. You went down for it and they gave it to you?—A. Yes, sir.
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 299, dated December 7, 1901; received of Mike Lopato \$11, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$2.05, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. John Avery.
- Q. When did you pay it?—A. On the date of the receipt.
- Q. Did you have any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Didn't swear in your vote?—A. No, sir.

ROBERT FREAS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Second Ward.
- Q. You voted at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Voted in what ward?—A. Second Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Since 1872.
- Q. How long in the Second Ward of Jermyn?—A. Six years.
- (Witness produces tax receipt No. 125, dated November 6, 1901; received of Robert Freas, taxes, including a county tax of 48 cents, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. With your money?—A. Yes, sir.
- Q. Paid it to Avery?—A. Yes, sir.
- Q. You received no assistance marking your ballot?—A. No, sir.
- Q. Bet no money on election?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

FRANK BURNS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Olyphant.
- Q. When?—A. 1873.
- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Third Ward of Jermyn?—A. Twelve years.
- Q. Have you ever moved out of the ward in twelve years?—A. No, sir.
- Q. Always been in the Third Ward for twelve years?—A. Yes, sir.
- Q. Is this your State and county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated February 28, 1901; received of Frank Burns \$5.50, taxes for the year 1900, for the district of Jermyn, Third ward, including a county tax of \$1.02, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. John Avery.
- Q. When and where?—A. In the house.
- Q. When?—A. February 28, 1901.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.

- Q. In the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN J. MARTIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Luzerne County.
 Q. When?—A. The 22d of December, 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. Twelve years.
 Q. Have you lived there continuously for twelve years?—A. No; six years.
 Q. You moved out of the ward?—A. Yes; I moved from the First Ward there.
 Q. When did you move into the Third Ward?—A. About six years ago.
 Q. Have you moved out of the Third Ward since then?—A. No, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 495, dated March 14, 1901; received of John J. Martin \$2.13, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. Paid this yourself?—A. Yes, sir.
 Q. When and where?—A. The 14th of March, 1901.
 Q. Where?—A. In his house.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOE FLANNIGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1879.
 Q. What day and month?—A. The 19th of November.
 Q. How old were you the 19th day of last November?—A. Twenty-three.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. All my life.
 Q. Not married?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never paid a tax?—A. No, sir.
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I have objection.

By Mr. SICKLER:

- Q. Haven't you ever paid a tax?—A. No, sir.
 Q. Hasn't a tax ever been paid for you?—A. No, sir.

JOHN LESLIE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1878, April 17.

- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Third Ward of Jermyn?—A. All my life.
- Q. Never moved out of it?—A. No, sir.
- Q. Wasn't out during the strike?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 634, dated May 13, 1902, received of John Leslie, \$1.98, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed, John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. To whom?—A. John Avery.
- Q. When and where?—A. At the house, May 17, 1902.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

ALBERT MOON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Scott Township.
- Q. When?—A. 1849.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Twenty-three or twenty-five years in the Third Ward of Jermyn.
- Q. Have you lived there, continuously there, for the last twenty-five years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt, No. 604, dated April 24, 1901, received of Albert Moon, \$2.95, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 70 cents, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. To whom and when and where?—A. At his house on the date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

PATRICK DOUGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1868.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. What year did you come to the United States?—A. I couldn't tell exactly now.
- Q. How old were you?—A. I was about 2 years of age.
- Q. How long have you lived in Pennsylvania?—A. All the time.
- Q. How long in the Third Ward of Jermyn?—A. About sixteen years.
- Q. Continuously?—A. Well, I moved out about one year and then came back again.
- Q. What year?—A. That will be nine years ago.
- Q. You have been living there ever since?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Dougher, dated the 5th of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
- Q. This paper was given to you?—A. Yes, sir.
- Q. On your application?—A. Yes, sir.
- Q. You appeared before a judge of the court?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated June —, 1901, No. 678, received of Patrick Dougher \$3.56, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 56 cents, signed John Avery, collector.)

Q. Did you pay this yourself?—A. Yes, sir; my wife paid it; I guess that was stopped.

Q. This you received in lieu of \$3.56 of your pay?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN E. LOUGHNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1849, or forty-nine years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. When did you come to the United States?—A. Forty-eight years ago.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. Thirty-seven years.

Q. Continuously?—A. Yes, sir.

Q. Never was a resident anywhere else?—A. No, sir.

Q. This is your paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 2d of October, 1882, to John E. Loughney, under the seal of the court, signed W. G. Daniels, clerk.)

Q. That paper was issued to you?—A. Yes, sir.

(Witness produces tax receipt, No. 738, dated May 14, 1901, received of John E. Laughney, \$8.51, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of \$1.58, signed John Avery, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. To whom did you pay that?—A. Mr. Avery.

Q. Where?—A. I paid it in his house, and part of it in my own.

Q. When did you pay the last part?—A. I don't know exactly.

Q. You didn't get the receipt until you paid all the taxes?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Show your ballot to anybody?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES DUNN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. You have lived all your life in the Third Ward of Jermyn?—A. Yes, sir.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 613, dated April 28, 1902, received of James Dunn, \$2.55, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. When?—A. It states there.

Q. You paid it on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM HENRY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The Third Ward of Jermyn.

Q. Where were you born?—A. Third Ward of Jermyn.

Q. When?—A. 1879.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Since I was born.

Q. Have you lived all that time in the Third Ward of Jermyn?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated September 30, 1901; received of William Henry \$4.46, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 83 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to whom?—Mr. Avery?—A. Yes, sir.

Q. Where did you pay it?—A. At my house.

Q. He came there for it?—A. Yes, sir.

Q. Paid it on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM HOSIE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Wayne County, Pa.

Q. When?—A. I couldn't tell exactly.

Q. How many years ago?—A. About thirty-seven years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. Twenty-seven years.

Q. Continuously?—A. Yes, sir.

Q. Never moved out of the ward?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated April 15, 1901; received of William Hosie, \$10.94, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of \$2.03, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. John Avery.

Q. When and where?—A. At the house.

Q. When?—A. The date of the receipt.

Q. You paid it on that date?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

EDWARD DEAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. You have naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Edward Deak, dated 15th September, 1902, under the seal of the court, signed, Thomas P. Daniels, clerk.)

Q. When did you come to this country?—A. 1884.

Q. How long have you lived in Pennsylvania?—A. Twelve years here.

- Q. How long in the Third Ward of Jermyn?—A. Twelve years.
 Q. Have you lived continuously there for that time?—A. Yes, sir.
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 651, dated April —, 1901, received of Edward Dake \$2.23, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. It was kept out of my pay in the office.
 Q. Your name is sometimes spelled Dake?—A. Yes, sir.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. Issued to you?—A. Yes, sir.
 Q. It was kept out of your pay?—A. Yes, sir.
 Q. This amount of money, \$2.23, was kept out of your pay, and you received your receipt in lieu of that?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN W. GRANT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Liverpool, England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Third Ward of Jermyn.
 Q. When did you come to the United States?—A. In 1881.
 Q. How long have you lived in Pennsylvania?—A. Twenty-one years.
 Q. How long in the Third Ward of Jermyn?—A. All that time.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I have.
 (Witness produces naturalization paper issued out of the court of common pleas of Lackawanna County to John W. Grant, dated 7th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary. Witness produces tax receipt No. 276, dated November 13, 1901; received of John W. Grant \$20.30, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$3.58, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Receive any assistance marking your ballot?—A. No, sir.
 Q. Wasn't challenged?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.

JOHN CAHANEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I couldn't say whether I did or not.
 Q. Did you vote at that election?—A. I think I did; yes. I was at the polls.
 Q. What polling place did you vote, if you voted?—A. In the Third Ward, Baker's place.
 Q. You went to the polls in the morning?—A. Yes, sir.
 Q. You received a ballot and went into the booth alone?—A. Yes, sir.
 Q. You voted?—A. Yes, sir.
 Q. How long have you lived in the United States?—A. Twenty-two years past, twenty-three years next April.
 Q. How long in Pennsylvania?—A. The whole time; in the Third Ward.
 Q. Never moved out of the Third Ward?—A. No, sir.
 Q. Always had your residence in the Third Ward of Jermyn?—A. Yes.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common

pleas of Lackawanna County to John Cahaney, dated the 10th of October, 1889, under the seal of the court, signed Thomas H. Dale, prothonotary.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 165, dated November 11, 1901; received of John Cahaney, sr., \$12.23, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.16, signed John Avery, collector.)

Q. You paid that yourself?—A. Yes; my wife paid it.

Q. She paid it for you with your money?—A. Yes, sir.

Q. This receipt she got for the payment of your taxes?—A. Yes.

Q. Did you receive any assistance marking your ballot?—A. Yes; my eyesight is not very good.

Q. Who assisted you?—A. My son-in-law.

Q. What is his name?—A. James Edmunds.

Q. Did you ask Edmunds to assist you?—A. Yes, sir.

Q. Did you ask the board to allow him to go in with you?—A. Yes.

Q. Who did you ask?—A. Leslie, I guess.

Q. He was a member of the board?—A. Yes, sir.

Q. Did you give him any reason or did he ask you why you wanted somebody?—

A. I asked him myself.

Q. He didn't ask you what reason you had?—A. No.

Q. What reason would you give for having assistance?—A. I don't understand.

Q. What reason would you give for wanting somebody else to mark your ballot?—

A. I don't have learning.

Q. That would be your reason?—A. I could mark it, but my eyesight wasn't good.

Q. You went there in the morning?—A. Yes, sir.

Q. You use glasses sometimes?—A. Yes; if I was reading print.

Q. You read and write?—A. I don't write.

Q. You read?—A. Yes, sir.

Q. You have the use of your hands?—A. Yes, sir.

Q. You read print pretty readily?—A. Yes, sir.

Q. And you had marked a ballot without assistance already, haven't you?—A. No.

Q. You had already?—A. No, sir.

Q. You could if you were instructed in it, couldn't you?—A. I suppose.

Q. Suppose he were to take a ballot and you were to tell him who you wanted to vote for, and he would tell you how the ballot was, you could mark that with a little instructions yourself?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

By Mr. SICKLER:

Q. As I understand you, you had the permission of the board for assistance?—A. Yes, sir.

Q. You told them that you could not see to read and wanted somebody to mark your ballot?—A. Yes, sir.

Q. Is that right?—A. Yes, sir.

JAMES EDMUNDS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third ward of Jermyn.

Q. Where were you born?—A. Third Ward.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. When were you born?—A. 1864.

Q. Where did you vote?—A. Third Ward.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the Third Ward of Jermyn?—A. Ever since.

Q. You have lived continuously there ever since you were born?—A. Yes, sir.

Q. Never moved away?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 522, dated March 29, 1902; received of James Edmunds \$14.36, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.54, signed John Avery, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

- Q. When and where?—A. To Avery, on that date.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Swear in your vote?—A. No, sir.
- Q. Wasn't challenged?—A. No, sir.
- Q. File an affidavit?—A. No, sir.

FRANK GILES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. England.
- Q. When?—A. 1844.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. What year did you come to the United States?—A. In 1866.
- Q. When you were 22?—A. Yes, sir.
- Q. How long have you lived in Pennsylvania?—A. I lived in Pennsylvania all the time.
- Q. How long in the Third Ward of Jermyn?—A. Since I was in the State.
- Q. Then you have lived continuously here since you came to the country?—A. Only thirty months in New Jersey.
- Q. When were you in New Jersey?—A. 1866, when I came here.
- Q. Otherwise you have been in this ward ever since?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Frank Giles, dated the 4th of October, 1882, under the seal of the court, signed Henry Somers, prothonotary.)
- Q. That paper was issued to you?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated April 9, 1902; received of Frank Giles \$17.38, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.90, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. You have a son by the name of Frank Giles?—A. Yes, sir.
- Q. Is he a voter?—A. Yes, sir.
- Q. To whom did you pay this tax?—A. To the collector.
- Q. Where did you pay it?—A. At the house.
- Q. When?—A. It is dated here.
- Q. You paid it on that date?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Wasn't it challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

MICHAEL COLLINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. I couldn't give the date.
- Q. How many years ago?—A. About fifty-one years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. What year did you come to the United States?—A. 1857.
- Q. How old were you at that time?—A. I couldn't tell you that.
- Q. How long have you lived in Pennsylvania?—A. Ever since.
- Q. How long in the Third Ward of Jermyn?—A. About twenty-four years.
- Q. Have you lived there continuously for twenty-four years in the Third Ward of Jermyn?—A. I was away about nine years.
- Q. What year?—A. Along 1875.
- Q. Since you returned you have been living here continuously in that ward?—A. Yes, sir.
- Q. Always had your residence here?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Collins, dated the 5th of October, 1882, under the seal of the court, signed W. G. Daniels, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 519, dated March 26, 1902, received of Michael Collins \$2.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. John Avery.

Q. When and where?—A. At the house on that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. You swore in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL RUSINAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Austria.

Q. When?—A. Thirty-five years old, I am.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. What ward did you vote at?—A. The Third Ward.

Q. What year did you come to the United States?—A. 1887, I think.

Q. How long have you lived in Pennsylvania?—A. Fifteen years last Christmas.

Q. How long have you lived in the Third Ward of Jermyn?—A. It is five years next July 11th.

Q. Have you been living there that five years—continuously during that five years?—A. Yes, sir.

Q. You have naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Michael Rusiniak, dated the 25th of March, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 540, dated April 9, 1902, received of Michael Rusinak \$3.36, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 42 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. When?—A. Last year.

Q. The date of this receipt?—A. Yes, sir.

Q. Where did you pay it?—A. At my home; to the tax collector.

Q. Did you have any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

WILLIAM EDMUNDS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. The same place.

Q. You have lived in the Third Ward of Jermyn all your life?—A. Yes, sir.

Q. Never lost your residence here?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 213, dated November 11, 1901, received of Wil-

liam Edmunds \$2.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)

- Q. Is this your receipt?—A. Yes, sir.
- Q. This tax was assessed to you?—A. Yes, sir.
- Q. Paid by you?—A. Yes, sir.
- Q. To whom did you pay it?—A. Mr. Avery.
- Q. When?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

NIEL GALLAGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Luzerne County, Pa.
- Q. When?—A. 1869.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Third Ward of Jermyn?—A. Three years.
- Q. When did you move in?—A. I couldn't exactly tell.
- Q. You lived there continuously for three years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 648, dated May 28, 1902, received of Niel Gallagher \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. This tax was assessed to you?—A. Yes, sir.
- Q. When and where did you pay it?—A. The date is there; I paid it in the Third Ward.
- Q. You paid it to John Avery, the collector?—A. Yes, sir.
- Q. Have any assistance marking your ballot?—A. No, sir.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

THOMAS LOUGHNEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Jermyn, Third Ward.
- Q. When?—A. 1872.
- Q. What day and month?—A. On the 19th of June.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. Born here.
- Q. How long in the Third Ward of Jermyn?—A. I lived here for the last eighteen years.
- Q. Continuously for that time?—A. Yes, sir.
- Q. Have you a State or county tax?—A. Yes, sir.
- (Witness produces tax receipt No. 595, dated April 22, 1902, received of Thomas Loughney \$3.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)
- Q. Did you pay this yourself?—A. That was stopped at the D. and H. office.
- Q. You received this receipt in lieu of \$3.55 of wages due you?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Show your ballot to anybody before depositing it?—A. No, sir.
- Q. Put it in the box yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

FRANK COLLINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. Twenty-one years ago, coming twenty-two.
 Q. What was the date and year of your birth?—A. The 4th of June, 1881, I think.
 Q. When were you 21?—A. Last June.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Jermyn?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. Twenty-one years.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. I was registered at the delegate election; I didn't have to swear in my vote.
 Q. No question was asked as to it?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I won't bother telling.

By Mr. SICKLER:

- Q. As I understand it, they had your name when you went in to vote and the officer looked at your name and called off your name?—A. Yes, sir.

ALBERT CAREY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Scott Township.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. I voted in the Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Forty-four years.
 Q. How long in the Third Ward of Jermyn?—A. Eleven years.
 Q. Continuously for eleven years?—A. Yes, sir.
 (Witness produces tax receipt No. 647, dated May 26, 1902, received of Albert Carey \$2.88, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. When, where, and to whom did you pay it?—A. The date of the receipt.
 Q. Where?—A. Right at his house.
 Q. To whom?—A. To Mr. Avery.
 Q. The collector?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JAMES KELLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Jermyn.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. In the Third Ward of Jermyn.
 Q. When did you come to the United States?—A. 1888.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long in the Third Ward of Jermyn?—A. I have been out of the Third Ward two months.
 Q. When did you move from the Third Ward?—A. Two months ago.
 Q. Do you remember what date it was?—A. No.

Q. Did you move away before or after the election?—A. I moved out of there two months.

Q. Two months to-day?—A. It might be over two months.

Q. Can you fix the time with reference to this election, which was held on the 4th of November, 1902—that was just a little over two months ago—whether it was before this election or after the election?—A. I was in the Third Ward when I voted.

Q. And after you voted there then you moved to the other ward?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to James Kelly, dated the 6th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Did you present yourself for this paper?—A. Yes, sir.

Q. It was issued to you?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 592, dated April 2, 1902, received of James Kelly \$2.55, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. The tax collector.

Q. When and where?—A. At the house.

Q. Are you sure you paid that tax at the house?—A. Yes; I believe I did; no; it was stopped in the office.

Q. You received that in your envelope?—A. Yes, sir.

Q. And \$2.67 was kept out of your pay?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. Didn't show your ballot to anybody?—A. No, sir.

Q. Did you put it in the box yourself?—A. I put it in myself.

Q. You didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM McCHROME, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1873, August.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Always lived here.

Q. How long in the Third Ward of Jermyn?—A. Always lived here.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated July 11, 1901, received of William McChrone \$3.13, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of \$1.38, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom?—A. John Avery.

Q. When?—A. On the date that appears on the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ARTHUR MESSITT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. About 1839.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted in the Third Ward of Jermyn?—A. Yes, sir.

Q. What year did you come to the United States?—A. I come here in 1846.

Q. You lived in Pennsylvania ever since?—A. Yes, sir.

Q. How long have you lived in the Third Ward of Jermyn?—A. About thirty-four years.

Q. Continuously?—A. Yes, sir.

Q. Never lost your residence there?—A. Never.

Q. Have you a naturalization paper?—A. I have, but I haven't got them with me.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 105, dated November 1, 1902, received of Arthur Messitt \$20.35, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$3.59, signed John Avery, collector.)

Q. This tax you paid yourself?—A. Yes, sir.

Q. Paid it to the collector?—A. Yes, sir.

Q. Paid it on the date that it is dated?—A. Exactly.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Who marked it for you?—A. John F. Loughney.

Q. You gave what reason?—A. Because I couldn't see.

Q. You are blind?—A. Yes, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. You were not challenged?—A. No, sir.

By Mr. SICKLER:

Q. You say you lost your citizen papers?—A. They are in the house.

JOHN STANTON, SR., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Ireland.

Q. When?—A. About fifty years ago, I guess; it might be a little more.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. What year did you come to the United States?—A. I think it was in 1861.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the Third Ward of Jermyn?—A. I live in the Third Ward since March, 1872.

Q. Continuously?—A. Yes, sir.

Q. Haven't moved out of the ward in that time?—A. No, sir.

Q. Have you a naturalization paper?—A. Well, I lost them.

Q. Did you pay a State or county tax?—A. Yes, sir.

Q. Have you the receipt?—A. I haven't got them along.

Q. Did you have any assistance marking your ballot?—A. I had Mr. Patrick Loughney.

Q. He marked the ballot for you?—A. There wasn't much marking in it.

Q. You marked a straight vote?—A. Yes, sir.

Q. Did you give any reasons for having assistance?—A. Yes, sir.

Q. You asked the board for assistance?—A. Yes, sir.

Q. You received their consent?—A. Yes, sir.

Q. Did they ask you the reason why?—A. No; they didn't ask any questions.

Q. What reason had you for having some one with you?—A. That is different.

Q. You didn't swear in your vote?—A. No, sir.

Q. Wasn't challenged?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. There is no need of it.

Q. You are ashamed to tell us.—A. There is no need of it.

By Mr. SICKLER:

Q. Did you say you lost your tax receipt?—A. No.

Q. Did you lose your tax receipt?—A. No; it is in the house; I forgot.

JOHN F. LOUGHNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Archbald, Pa.

Q. When were you born?—A. I will be 36 next May.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 286, dated November 26, 1901, received of John F. Loughney \$1.98, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to whom?—A. John Avery.

Q. When and where?—A. The First Ward.

Q. At his house?—A. Yes, sir.

Q. You paid it with your money?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. When you marked your ballot?—A. I will tell you, when I mark my ballot I generally mark Arthur Messitt's and my own together.

Q. So that the both of you were together?—A. Yes, sir.

Q. And both ballots were marked at the same time?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. He had nothing whatever to do with your ballot?—A. No, sir.

Q. He is blind?—A. Yes, sir.

Now, 12 o'clock noon, January 27, hearing is adjourned until 1.30 o'clock p. m. same day.

Now, January 27, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

DAVID KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. I live in Jermyn.

Q. What ward?—A. The Third Ward.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1846.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. I have been through the country, West.

Q. You have lived in Pennsylvania practically all your life?—A. Yes, sir.

Q. How long have you lived in the Third Ward of Jermyn?—A. I am in the Second Ward now.

Q. When did you move from the Third Ward to the Second?—A. Two months ago; the first of last month.

Q. And voted there?—A. Yes, sir.

Q. Did you move away from there before or after the election?—A. After the election.

Q. You had been living in the Third Ward continuously two months prior to this election?—A. Yes, sir.

Q. That is, you had a residence in the Third Ward when you voted there?—A. Yes, sir.

Q. How long had you lived in the Third Ward?—A. Since May last.

Q. Are you a married man?—A. No, not now.

Q. Did you board in the Third Ward?—A. I kept a home there.

Q. Was that where you were—where you did your business?—A. Yes, sir.

Q. You had your home there?—A. Yes, sir.

Q. That is, from May 2, 1902, to the election?—A. Yes, sir; until the 1st of December.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 220, dated January 12, 1901, received from David Kennedy \$2.85, taxes for the year 1900, for the district of Dickson City Borough, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)

Q. When did you live in Dickson City?—A. Up to the time of the strike.

Q. And then you moved back into the Jermyn?—A. Yes, sir.

Q. Since the election you have moved again?—A. Yes, sir.

Q. Have any assistance marking your ballot?—A. No, sir.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WALTER PRYOR, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Cornwall, England.
 Q. When?—A. I couldn't tell when.
 Q. About how long ago?—A. Forty years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. I couldn't tell; it is about thirty-three or thirty-four years ago.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long in that election district, the Third Ward of Jermyn?—A. Fifteen or sixteen years.
 Q. Continuously in that district?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 29th of September, 1884, to Walter Pryor, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. What year did you say you came to this country?—A. About thirty-four years ago.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 97, dated October 29, 1901, received of Walter Pryor \$19.59, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$3.11, signed John Avery, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. When, where, and to whom?—A. Mr. Avery; in his house.
 Q. Paid it to him?—A. Yes, sir.
 Q. When?—A. When it is dated, I presume.
 Q. On that date you paid it?—A. I expect so.
 Q. Are you positive?—A. I wouldn't take an oath to it.
 Q. Would you take oath that it was paid in that year?—A. Yes; and before I got my discount.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show your ballot to anybody after it was marked?—A. No, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. To the best of your knowledge and belief, the date on the receipt is the date on which you paid your taxes?—A. Yes, sir.

THOMAS KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Twenty-nine years.
 Q. How long in the Third Ward of Jermyn?—A. About twenty-seven years.
 Q. You have lived continuously in that ward?—A. Not quite.
 Q. You have been out of it?—A. Yes, sir.
 Q. When?—A. About twenty years ago.

- Q. Since that time you have lived continuously there?—A. Yes.
 Q. You have lived there continuously two years before this election?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 559, dated April 19, 1902, received of Thomas Kennedy \$1.98, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Did you pay these taxes yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. Where did you pay it?—A. The Third Ward.
 Q. With your own money?—A. Yes, sir.
 Q. When?—A. 1902; April.
 Q. You paid it in that month?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MICHAEL COOCH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. About thirty-eight years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. About sixteen or seventeen years ago.
 Q. About 1886?—A. Yes; something like that.
 Q. How long have you lived in this State?—A. Come right here; I live down in Jessup first, and about three years after that I live in Jermyn.
 Q. How long have you lived in the Third Ward of Jermyn?—A. About fourteen or fifteen years.
 Q. You have always lived in the same place?—A. Yes, sir.
 Q. You are a married man?—A. Yes, sir.
 Q. You have been living in that house how long?—A. About 1893 I buy the house.
 Q. You have been living in that house ever since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Mike Koch, dated the 12th of February, 1895, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Did you go down for this paper yourself?—A. Yes, sir.
 Q. You went before a judge?—A. Yes, sir.
 Q. Did he ask you any questions?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Anybody in the booth with you?—A. No, sir.
 Q. You read and write?—A. Yes; I read a little.
 Q. You read your ballot and marked it yourself?—A. Yes, sir.
 Q. Anybody challenged you?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

Cross examination by Mr. SICKLER:

- Q. How many houses do you have?—A. I have five or six. I have eight families altogether.
 Q. I ask you how many houses do you own?—A. Five houses.
 Q. Which ward are they in?—A. The Third Ward.
 Q. You have always paid your taxes?—A. Yes, sir.
 Q. Then, during the year 1901 you paid a county tax?
 Mr. GILROY. We object to that.
 A. Yes, sir.
 Q. To whom did you pay that?—A. To the collector in Jermyn.
 Q. What is his name?—A. Avery.
 Q. Where did you pay it?—A. 1901; I paid for my house; he came to my house.
 Q. Do you remember about what month it was?—A. I think it is—may be June, or may be July.

Redirect examination by Mr. GILROY:

(Witness produces tax statement for \$2.30, with the postscript, an early settlement is requested, signed John Avery, collector of taxes.)

Q. Have you got your property in your wife's name?—A. Yes, sir.

DAVID KENNEDY called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Third Ward.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life; been out of it not a year altogether.

Q. How long have you lived in the Third Ward of Jermyn continuously?—A. The last time since I moved back must be about eighteen years.

Q. The last eighteen years you lived continuously in the Third Ward of Jermyn?—A. Yes, sir.

Q. Haven't been away anywhere?—A. Not over a year.

Q. When were you away?—A. I was away this summer.

Q. When?—A. During the strike.

Q. Are you a married man?—A. No, sir.

Q. When did you go away?—A. I went to New York.

Q. What place?—A. New York City.

Q. Were you working there?—A. Yes, sir.

Q. When did you leave here?—A. July.

Q. When did you return?—A. October.

Q. About the time the strike was settled?—A. Yes; just before.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. —, dated August 28, 1901, received of David Kennedy \$4.47, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 79 cents, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. John Avery.

Q. When and where?—A. The Third Ward, at my house.

Q. When?—A. On that date, I believe it was.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objections to telling us for whom you voted for Congress?—A. I don't care to tell.

By Mr. SICKLER:

Q. You say you worked in New York City during the strike?—A. Yes, sir.

Q. When you left here you went away for the purpose of finding temporary employment?—A. Yes, sir.

Q. And you intended to return as soon as the strike might be over?—A. Yes, sir.

By Mr. GILROY:

Q. You had work here, or a chance to do better than you could in New York City brought you back?—A. Yes, sir; I held my place.

Q. If everything was favorable you would come back, but if you could not have gotten your position you would have remained somewhere where you could have made a livelihood?—A. Yes, sir.

By Mr. SICKLER:

Q. You expected to get your place back?—A. Yes, sir.

Q. And your intention was to return?—A. Yes, sir.

By Mr. GILROY:

Q. Suppose you could do better in New York City than you could here, would you stay?—A. I couldn't say. If I could get rich in New York City, I would stay.

Q. If you could do better there than you could here, you would stay?—A. I don't know; but if I could do as much better as I wish I would stay.

Q. Wherever you were best satisfied?—A. I was best satisfied here.

WILLIAM KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Dickson City, Pa.
 Q. When?—A. 1880.
 Q. What day and month?—A. July 3.
 Q. How old were you July 3, 1902?—A. Twenty-two.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. Eighteen or twenty years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never paid any?—A. No, sir.
 Q. Never had any assessed to you?—A. Never was assessed.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Were you registered?—A. I didn't inquire.
 Q. When you went into vote did somebody call out your name?—A. I had no call.
 Q. You couldn't say whether you were registered or not?—A. No, sir.

WILLIAM LOUGHNEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Archbald, Pa.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. Over thirty years.
 Q. Continuously?—A. I have been away a couple of times.
 Q. When were you away the last time?—A. Twenty years ago.
 Q. Since that time you have been in the Third Ward?—A. Yes, sir.
 Q. Lived there at least two months prior to the election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 447, dated March 13, 1902, received of William Loughney \$20.08, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Is this the only receipt you have?—A. Yes, sir.
 Q. Is this the last tax you paid?—A. I think so; yes.
 Q. Did you pay this yourself?—A. Yes; certainly. Who else paid it?
 Q. Whom did you pay it to?—A. Well, that don't make any difference; it was paid.
 Q. You did not pay it yourself?—A. That doesn't make any difference.
 Q. Did you pay this tax?—A. My money paid it.
 Q. Did you pay the tax?—A. Yes; I paid that.
 Q. When did you pay it?—A. It is on there.
 Q. Did you pay it on this date?—A. I suppose.
 Q. This was stopped on you, wasn't it?—A. That don't make any difference to you.
 Q. You got this in your envelope for taxes?—A. That is right.
 Q. When did you get this in your envelope?—A. I couldn't say.
 Q. Was this receipt just the same as when you got it?—A. Yes.
 Q. Were the marks on it?—A. I suppose.
 Q. Can you tell us about when this was in your envelope?—A. I couldn't tell you what time it was.
 Q. Was it last year?—A. Yes, sir.
 Q. It wasn't two years ago?—A. No; I don't think so.
 Q. This is the only receipt you have?—A. Yes, sir.
 Q. Will you swear positively this was paid March 13, 1902, or in the month of March, 1902?—A. Yes, sir.

- Q. You will swear positively?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No; I didn't; I marked it myself.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You say that this receipt is just as you received it?—A. Yes.

WILLIAM CUNNINGHAM, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where you born?—A. Ireland.
 Q. When?—A. Thirty-nine years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. I can't exactly tell you.
 Q. Do you know how old you were when you came?—A. I was about 16 years.
 Q. You came here about 1880?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. About twenty years.
 Q. How long in the Third Ward of Jermyn?—A. Nineteen years.
 Q. Have you lived continuously in the Third Ward those nineteen years?—A. I have been out of it for about three or four months.
 Q. When were you out?—A. About five or six years ago.
 Q. Prior to this election you were living there at least two months?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to William Cunningham, dated the 2d of October, 1885, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Do you remember what time of the year it was you came to America, whether it was the spring or the fall?—A. In the spring, I guess.
 Q. You came in the spring of 1880?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated December 29, 1902, received of William Cunningham \$11.85, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$1.92, signed John Avery, collector.)
 Q. This is the only tax receipt you have with you?—A. Yes, sir.
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Well, I couldn't say whether I was alone or not.
 Q. They were not in your apartment?—A. They weren't bothering me.
 Q. You were in the little booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you during the year 1901 pay a county tax?—A. Yes, sir; this is 1901 here.
 Q. That was paid after election?—A. I think so.
 Q. You are sure you paid tax during 1901?—A. Yes, sir.
 Q. To whom did you pay that tax?—A. John Avery.
 Q. Where did you pay that tax?—A. I couldn't tell you.
 Q. You paid it in the borough in the ward?—A. Yes, sir.
 Q. Can you tell us about what time of the year it was when you paid it?—A. I can't.

By Mr. GILROY:

- Q. If you paid that tax you got a receipt.—A. Yes, sir.
 Q. Then you would have the receipt in the house?—A. Yes, sir.

ALBERT LEE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1881.

- Q. What day and month?—A. The 16th of January.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. When did you come to the United States?—A. About fourteen years ago.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long did you live in the Third Ward of Jermyn?—A. Fourteen years.
 Q. Continuously there?—A. Yes, sir.
 Q. When did you move away from the Third Ward?—A. About the 18th of December.
 Q. Moved into the First Ward of Jermyn?—A. Yes, sir.
 Q. Have you naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. When were you 21?—A. I was 21 the 16th of January, 1902.
 Q. You were 21 the year of the election?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you assist anyone?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Were you registered?—A. That I couldn't tell.
 Q. Did any of the election officers have your name down on the list when you went in to vote?—A. Yes, sir.
 Q. Did you vote at the spring election last spring?—A. Yes, sir.
 Q. Was your father a citizen before you became 21 years old?
 Mr. GILROY. We object to that, and move to strike it out.
 A. Yes, sir.

CHARLES LEE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn; First Ward now.
 Q. Where were you born?—A. England.
 Q. When?—A. Fifty-four years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. When did you move from the Third Ward?—A. A little before Christmas.
 Q. Moved into the First Ward of Jermyn?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Fourteen or fifteen years.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt; received of Charles Lee \$7, to apply on taxes for the year 1901; signed, John Avery, collector.)
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did they challenge you?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MARTIN LOFTUS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. Third Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1878.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Ever since I was born.
 Q. How long have you lived in the Third Ward of Jermyn?—A. All my life.
 Q. Wasn't out during the strike?—A. No, sir.
 Q. You lived there continuously all your life?—A. Yes, sir.
 Q. Have you a state or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 480, dated March 13, 1902, received of Martin Loftus \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)

- Q. This was paid with your money?—A. Yes, sir.
 Q. You have an idea that Avery got it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MICHAEL O'NEILL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. New York State.
 Q. When?—A. I can't tell you.
 Q. How many years ago?—A. I can't tell you that.
 Q. About how old a man are you?—A. Thirty-five, about.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life; ever since I came from New York State; I came from there young.
 Q. How long in the Third Ward of Jermyn?—A. Ever since I have been around here; never moved out of it.
 Q. Been around here thirty years?—A. Yes, sir.
 Q. You lived there continuously at least two months before this election?—A. Yes, sir; I have been away in New York State while the strike was going on; I expected to come back as soon as the strike was over.
 Q. When did you go away?—A. I couldn't tell.
 Q. When did you come back?—A. Just before the strike was settled.
 Q. Some time in October?—A. Yes, sir.
 Q. Were you working in New York State?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes, sir.
 Q. Who assisted you?—A. Mr. Bloomer.
 Q. Patrick Bloomer?—A. Yes, sir.
 Q. Did you ask the board for assistance?—A. Yes, sir.
 Q. You didn't go to Mr. Bloomer and ask him?—A. No, sir.
 Q. Did they appoint Mr. Bloomer or did you ask them to appoint him?—A. I asked.
 Q. Do you know how he voted for you?—A. I know he voted the straight Democratic ticket; that I am sure.
 Q. That is the way you wanted him to vote it?—A. Yes, sir.
 Q. Was it the straight Democratic or the Antimachine?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 505, dated March 22, 1902, received of Michael O'Neill \$8.50, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$1.50, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Avery?—A. Yes, sir.
 Q. Paid it to him at his house?—A. Yes, sir.
 Q. Paid it to him on the date of this receipt?—A. Yes, sir.

By Mr. SICKLER:

- Q. As I understand you, you are unable to read or write?—A. Yes.
 Q. Did you tell the board when you asked for assistance that you couldn't read or write, and for that reason you wanted somebody to assist you to mark your ballot?—A. Yes, sir.
 Q. You say you went into New York State during the strike?—A. Yes, sir.
 Q. When you went up there it was for the purpose of finding temporary employment during the strike?—A. Yes, sir.
 Q. When you went away you intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. As soon as the strike was settled you made arrangements to come back?—A. Yes, sir.
 Q. If you had not heard that you would have been there yet?—A. I suppose so; yes.
 Q. You are a married man?—A. No, sir; single.

JOHN MERRICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Minooka, Pa.
- Q. When were you born?—A. The 18th of December, 1867.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Third Ward of Jermyn?—A. Twelve years.
- Q. Continuously?—A. Yes, sir.
- Q. Lived there at least two months prior to this election?—A. Yes, sir; twelve years.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 503, dated April 14, 1902, received of John Merrick, \$14.69 taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.59, signed John Avery, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Where did you pay it?—A. At Mr. Avery's house.
- Q. What date?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

PATRICK BLOOMER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1846.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. What year did you come to the United States?—A. 1870, on the 10th of June.
- Q. You lived in Pennsylvania since 1870?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. You lived in the Third Ward of Jermyn about twenty-eight years?—A. Yes.
- Q. Continuously there that time?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. I haven't got them with me.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 162, dated November 22, 1902; received of Patrick Bloomer \$21.59, taxes for the year 1902, for the district of Jermyn, Third Ward, including a county tax of \$1.38, signed John Avery, collector.)
- Q. Got another tax receipt with you?—A. No, sir.
- Q. You paid this tax yourself?—A. No, sir.
- Q. Somebody paid it for you?—A. I had been up to the house three times, and I asked Mr. Willman in the store if Avery used to call there, and he said yes, he called every day, and I asked him to be so good as to pay my taxes.
- Q. It was paid with your money?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Wasn't challenged?—A. No, sir.
- Q. Any objection to telling us for whom you voted for Congress?—A. Not in the least.
- Q. For whom did you vote?—A. I voted the straight Antimachine ticket.

By Mr. SICKLER:

- Q. You have a citizen paper, have you?—A. Yes, sir.
 - Q. Did you during the year 1901 pay a State or county tax?—A. Yes, sir.
 - Q. To whom?—A. Mr. Avery.
 - Q. Where did you pay it?—A. Avery's house.
 - Q. About what date?—A. I think it was somewhere in October.
- Mr. GILROY. We move to strike out the answer with reference to naturalization papers.

WILLIAM FLANNIGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Pennsylvania all my life.
 Q. How long in the Third Ward of Jermyn?—A. Thirty-five years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. You were away during the strike?—A. A little while.
 Q. When did you return?—A. I returned about three weeks before the strike ended.
 Q. Where were you—in New York State?—A. I don't know what State you call it—Cambria County, this State.
 Q. Johnstown?—A. Yes, sir.
 Q. You returned about three weeks before election?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Any objection to telling us for whom you voted for Congress?—A. It is a thing I never do.

By Mr. SICKLER:

- Q. When did you go away?—A. It was in July, the latter part.
 Q. And returned when?—A. I was only gone a few days, and I stayed in New York City awhile, and stayed awhile and went away again.
 Q. You did not intend to change your residence?—A. Just on a trip.
 Q. You say you have lost your tax receipts?—A. Yes.
 Q. What was the date of the tax receipt?—A. The last tax was 1902.
 Q. When did you pay that tax?—A. I paid that in March, as near as I can guess.
 Q. That is, of 1902?—A. Yes, sir.
 Q. To whom?—A. Mr. Avery.
 Q. Where did you pay it?—A. I paid it to him in my house.
 Q. You are positive it was March, 1902?—A. Yes, sir; I couldn't tell the date.

By Mr. GILROY:

- Q. You received receipts for your taxes?—A. Yes, sir.
 Q. Didn't you make a search for them?—A. No, sir.
 Q. Didn't go to see the collector for a duplicate?—A. No, sir.

HENRY BROWN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. The 4th of April, 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. You lived in Pennsylvania all your life?—A. Yes, sir.
 Q. How long have you lived in the Third Ward of Jermyn?—A. All my life.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 431, dated March 13, 1902; received of Henry Brown \$1.98, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. This was paid with your money?—A. Yes, sir.
 Q. It was stopped out of your pay?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went in the booth yourself?—A. Yes, sir.

- Q. Were you challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

PATRICK DOUGHER, called and sworn.

Direct examination by Mr. GILBOY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1880, the 13th of March.
 Q. How old were you last March?—A. Twenty-two.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. Lived in Pennsylvania all your life?—A. Yes, sir.
 Q. How long in the Third Ward of Jermyn?—A. About six years.
 Q. Continuously there?—A. Yes, sir.
 Q. Never moved out of the district in six years?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never paid a State or county tax?—A. No, sir.
 Q. Never had one assessed to you?—A. No, sir.
 Q. You marked your ballot yourself?—A. No, sir; it was my first time, and I took a fellow with me.
 Q. Who was it you took in?—A. McGovern was his name.
 Q. Did he mark the ballot or did you?—A. I marked it.
 Q. He showed you how to mark it?—A. Yes; he read it out.
 Q. He looked over your shoulder?—A. Yes, sir.
 Q. Did you have the consent of the board to have this man go with you?—A. Yes, sir.
 Q. Which member of the board, if you remember?—A. Joe Sullivan.
 Q. He was a member of the board?—A. Yes, sir.
 Q. What reason did you give for asking for assistance?—A. I told them it was the first time I voted.
 Q. You read and write?—A. A little.
 Q. You can read names?—A. Yes, sir.
 Q. And you can write some?—A. Yes, sir.
 Q. He didn't mark the ballot, he just explained to you?—A. Yes, sir.
 Q. You marked it yourself?—A. Yes, sir.
 Q. If he had done that explaining outside you could have gone in and voted yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. I wasn't challenged.
 Q. You filed no affidavit?—A. No, sir.
 Q. You didn't vote on age?—A. Yes, sir.

By Mr. SICKLER:

- Q. When were you 21 years old?—A. The 13th day of March.
 Q. Last March?—A. The March before last, the 22d of last March.

PATRICK POWERS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Third Ward of Jermyn.
 Q. How old are you?—A. Twenty-three last March.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. I voted in the Third Ward of Jermyn.
 Q. Lived in Pennsylvania all your life?—A. Yes, sir.
 Q. How long have you lived in the Third Ward of Jermyn?—A. I am living there since the 10th of October, 1888.
 Q. Did you live there continuously all that time?—A. Yes, sir.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 478, dated March 13, 1902, received of Patrick Powers \$1.98, taxes for the year 190— for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. This was stopped out of your pay?—A. Yes, sir.
 Q. You received this instead of \$1.98?—A. Yes, sir.

Q. This was just stopped last year?—A. Yes, sir.

Q. It was paid for the year 1901?—A. I suppose it was; it was the first time I ever was assessed.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Now, January 27, 1903, at 3.30 o'clock p. m., hearing is adjourned until January 28, 1903, at 9 o'clock a. m., at the same place.

Now, January 28, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of testimony on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

HENRY McCLOSKEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. I don't know exactly now; about thirty years.

Q. Have you lived continuously in that one ward thirty years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 556, dated April 12, 1902, received of Henry McCloskey \$15.33, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.70, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. John Avery.

Q. When and where?—A. In his house, the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES NICHOLSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where did you live?—A. Jermyn.

Q. Where were you born?—A. England.

Q. What ward in Jermyn?—A. The Third.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. What year did you come to the United States?—A. 1847.

Q. How old were you at that time?—A. Ten years.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the Third Ward of Jermyn?—A. Thirty years.

Q. Continuously?—A. Yes, sir.

Q. Never lost your residence there?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, at Honesdale, dated the 1st of October, 1880, to James Nicholson, under the seal of the court, signed Charles Menner, prothonotary.)

Q. This paper was granted to you?—A. Yes, sir.

Q. You appeared in person and received it?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 159, dated November 9, 1901, received of James Nicholson, \$16.48, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.91, signed John Avery, collector.)

Q. Do you know when you paid this tax?—A. On that date.

Q. Was it 1900 or 1901?—A. 1901.

- Q. To whom did you pay this?—A. John Avery.
 Q. At his house?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show your ballot to anybody?—A. No, sir.
 Q. Who put it in the box?—A. I did.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

GEORGE McCLOSKEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. In this county.
 Q. When?—A. 1838.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in the Third Ward?—A. Thirty years.
 Q. Have you lived there continuously for thirty years?—A. Yes, sir.
 Q. Always had your residence there?—A. Yes, sir.
 Q. This is your State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 379, dated January 30, 190—, received of George McCloskey \$14.90, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of \$2.76, signed John Avery, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. This is your receipt?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When and where?—A. At his house.
 Q. When?—A. The date of the receipt.
 Q. Was it 1900 or 1901 you paid that?—A. Yes, sir.
 Q. The receipt was in that shape when you got it?—A. Yes, sir.
 Q. 1900 was crossed off before you got it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

EDWARD MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Ireland.
 Q. When?—A. 1859.
 Q. Where do you live?—A. Jermyn.
 Q. What ward?—A. Third Ward.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. About 1866, I guess.
 Q. You were about 7 years of age?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. About thirty-five years.
 Q. How long in the Third Ward of Jermyn?—A. A little over four months.
 Q. Where did you live before you moved to the Third Ward of Jermyn?—A. Archbald.
 Q. When did you move into the Third Ward of Jermyn?—A. The 2d of September.
 Q. You moved your family into the ward?—A. Yes, sir.
 Q. You lived there from the 2d of September continuously until the present time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Edward Murphy, dated the — day of October, 1882, under the seal of the court, signed W. C. Daniels, clerk.)
 Q. This paper you received yourself?—A. Yes, sir.

Q. Is this your original paper or was this a duplicate?—A. This is the original. I got it from the clerk myself.

Q. Do you have a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 524, dated June 2, 1902, received of Edward Murphy \$4.35, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 66 cents, signed P. J. McDonnell, collector.)

Q. You did not vote in Archbald?—A. No, sir.

Q. You paid this tax yourself?—A. Yes, sir.

Q. It was assessed to you?—A. Yes, sir.

Q. When did you pay it?—A. On the date of this receipt.

Q. Paid it to whom?—A. Mr. McDonnell.

Q. He is the regular collector there?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. I was challenged to see if I was long enough in the ward.

Q. Did you swear in your vote?—A. Yes, sir.

Q. You filed an affidavit?—A. Yes, sir.

Q. They wrote out a paper and you signed it?—A. Yes, sir.

MICHAEL McDERMOTT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Since 1869.

Q. How long in the Third Ward of Jermyn?—A. 1869.

Q. Always lived in that ward?—A. I never lost my residence.

Q. When were you away?—A. Back in 1892, I think.

Q. You returned in 1892?—A. Yes, sir.

Q. Haven't been out of the ward since 1892?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 464, dated March 2, 1901, received of Michael McDermott \$2.13, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. Avery.

Q. When?—A. The date of that receipt.

Q. There is a cross over the "00," was that done before you paid this?—A. Yes, sir.

Q. He made that cross?—A. I suppose Mr. Avery did.

Q. You didn't pay it in 1900?—A. No, sir; 1901.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. That receipt is just as you received it from the collector?—A. Yes, sir.

WILLIAM WHITLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where were you born?—A. Third Ward of Jermyn.

Q. Where were you born?—A. In this town.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. Fifteen years.

Q. Have you lived continuously there for fifteen years?—A. No, sir.

Q. How long continuously there?—A. Ten years.

Q. During the last ten years have you moved away out of the ward?—A. No, sir.

- Q. Are you a married man?—A. No, sir.
 Q. Have boarded in the ward ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 148, dated November 8, 1901, received of William Whitley \$1.98, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. Was this assessed to you?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. To whom, where, and when?—A. Mr. Avery, at his house.
 Q. When?—A. The date of the receipt.
 Q. November 8, 1900 1901?—A. 1901.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Third Ward of Jermyn.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative of Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. When were you born?—A. About twenty-eight years ago.
 Q. How long in the Third Ward of Jermyn?—A. All my life.
 Q. Never out of the ward to live?—A. No, sir.
 Q. Or to work?—A. Not for any length of time.
 Q. When were you out?—A. A week during the strike.
 Q. What week?—A. I should think it was in the latter part of August.
 Q. Were you back before September?—A. Yes, sir.
 Q. Were you working that week?—A. I was at Ridgeway, Pa.
 Q. Were you there working?—A. No, sir.
 Q. On a pleasure trip?—A. Yes, sir.
 Q. How long before the strike did you come back?—A. Quite a while—a month—it was over a month.
 Q. You went away in August?—A. Yes, sir.
 Q. Do you remember what part of August it was you left?—A. About the latter part when I came back.
 Q. You are sure you were back before the 1st of September?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated March 12, 1901; received of John Meehan \$2.13, taxes for the year 1900 for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. Was this tax assessed to you?—A. Yes, sir.
 Q. Did you pay it yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery, the collector.
 Q. Do you know when you paid it?—A. March 12.
 Q. 1900 or 1901?—A. 1901.
 Q. "00" is crossed off; do you know who crossed that off?—A. That was crossed off when I got it.
 Q. You are positive that that cross was on it before you got it?—A. Yes, sir.
 Q. This was the 1901 tax paid in 1901?—A. Yes, sir.
 Q. Have you another tax receipt?—A. Not here; I have 1902, and I could get 1900.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You didn't intend to stay away when you went?—A. No, sir.
 Q. You intended to return; it was mostly for a pleasure trip, just for a week?—A. Yes, sir.

ALONZO WHITLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Providence, Pa.
 Q. When?—A. 1845.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Ever since I was born, with the exception of the time I was in the Army.
 Q. How long in the Third Ward of Jermyn?—A. Last fifteen years.
 Q. Have you lived there continuously for fifteen years?—A. Yes sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 158, dated November 9, 1901; received of Alonzo Whitley \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. To whom?—A. John Avery.
 Q. When?—A. The date of the tax receipt there.
 Q. There is a cross over the "00" and "01" is above it?—A. That is the way I got it from him.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MICHAEL WALSH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I think it was 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. I think it was 1871, I think in May.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the Third Ward of Jermyn?—A. About twenty years.
 Q. Have you lived there continuously?—A. Yes, sir.
 Q. Never moved out for twenty years?—A. No.
 Q. Did you move out of the ward then?—A. I didn't move out of the ward since the borough was divided into wards.
 Q. How long has that been?—A. Ever since it has been a ward.
 Q. You have naturalization paper?—A. I have.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Michael T. Walsh, without date.)
 Q. Have you a tax receipt?—A. I have.
 (Witness produces tax receipt No. 298, dated January 23, 1903; received of Michael Walsh \$8.40, taxes for the year 1902 for the district of Jermyn, Third Ward, including a county tax of \$1.28, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. You didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Do you have a tax receipt for your taxes of last year?—A. Yes.
 Q. Have you it here?—A. I have.
 (Witness produces tax receipt No. —, dated April 9, 1902; received of Michael Walsh \$7.23, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$1.28, signed John Avery, collector.)

By Mr. GILROY:

- Q. This you paid yourself?—A. No, sir; my girl paid it.
 Q. Paid with your money?—A. Yes, sir.
 Q. Were you to the house to him and paid it?—A. Yes, sir.
 Q. When?—A. That was paid on that date as there marked; I paid that myself.
 Q. It is marked 1902?—A. Yes, sir.
 Q. Who is the collector?—A. Avery; paid in my house.
 Q. There is a cross over the 1900?—A. It is he made the mistake; he collected the money all right.

By Mr. SICKLER:

- Q. You notice there has been a pen over the printed "00," and the date "02" was written above that with a pen?—A. Yes, sir.
 Q. That is just as you received it; you haven't changed it in any way?—A. No, sir; never changed a mark.

JOHN TIGHE called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. I was born August, 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. Eighteen years.
 Q. Continuously?—A. Yes, sir.
 Q. You never moved out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated May 27, 1902; received of John Tighe \$15, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.65, signed John Avery, collector.)
 Q. Was this tax assessed to you?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. To whom?—A. John Avery.
 Q. Do you remember when you paid this tax?—A. May, I think; the 27th, isn't it?
 Q. It is marked the 27th, 1902. There is a cross over the 1900. Who made the cross over the 1900?—A. I couldn't tell you, except Mr. Avery.
 Q. This paper was this way when you received it?—A. Yes, sir.
 Q. You never made any marks on it yourself?—A. No, sir.
 Q. All these marks were put on here before you got it?—A. Yes.
 Q. And put on by Avery?—A. I suppose.
 Q. This was 1901 tax, paid in 1902?—A. Yes, sir.
 Q. You paid that in 1902?—A. 1900, I think I paid it.
 Q. Did you pay tax last year?—A. Yes, sir.
 Q. Was this the receipt you received last year?—A. No, sir; I have the receipt of last year in the house.
 Q. By last year I mean 1902?—A. I haven't got 1902 quite paid yet.
 Q. This he claims was a tax for 1901 and paid in 1902. Is this the only tax you paid in 1902?—A. I have 1901 paid.
 Q. This purports to be payment for 1901 tax?—A. Yes, sir.
 Q. You received this receipt in the shape it is from the collector, did you?—A. Yes, sir.
 Q. All those erasures were on there when you got it from him?—A. Yes, sir.
 Q. Did you receive assistance marking your ballot?—A. No, sir.
 Q. Marked it alone?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Look at this receipt; you notice a pen has been drawn through the print, "00," and the figures "02" are written in above with a pen; was that done when you got it?—A. Yes, sir.
 Q. You paid that on this date, May 27, 1902?—A. Yes, sir.

PATRICK MULDOON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1872.
 Q. What date?—A. September 5.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in Jermyn, Third Ward?—A. All my life.
 Q. Continuously?—A. Yes, sir.
 Q. Never moved out of the district or established a residence anywhere else?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 621, dated May 2, 1902; received of Patrick Muldoon \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Avery, the collector?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. March 2, 1902?—A. Yes, sir; whatever the date is there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Mark anybody else's ballot?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

MICHAEL McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Dunmore, Pa.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Third Ward of Jermyn?—A. Fifteen years.
 Q. Have you lived continuously here fifteen years?—A. Yes, sir.
 Q. When were you away last?—A. During the strike.
 Q. When did you go away?—A. The 1st of July.
 Q. When did you return?—A. The latter part of August.
 Q. Got back before September?—A. Yes, sir.
 Q. How soon before the strike ended?—A. I stayed back long enough and went away again in October.
 Q. Where did you go in October?—A. Plattsburg, N. Y.
 Q. And then returned?—A. The latter part of October.
 Q. Were you working there?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. You were working in Plattsburg, N. Y.?—A. Yes, sir.
 Q. Returned the latter part of October, about the time the strike ended?—A. Yes, sir.
 Q. Was here in time to vote?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 512, dated March 25, 1902; received of Michael McHale \$10.47, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$1.85, signed John Avery, collector.)
 Q. Is your name spelled M-c-H-a-l-e?—A. Yes, sir.
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. In the borough of Jermyn?—A. Yes, sir.
 Q. It was paid by you?—A. Yes, sir.
 Q. To whom?—A. John Avery.
 Q. When?—A. March 25, 1902.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You say you went away during the strike?—A. Yes, sir.
 Q. Was it for the purpose of finding temporary employment?—A. Yes, sir.
 Q. When you went away you intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. You intended to return if you couldn't do better anywhere else?—A. That is out of the question.

DAVID SULLIVAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Carbondale.
 Q. Pennsylvania?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. 1862 I was born.
 Q. Where did you vote?—A. The Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. I don't know how old I was.
 Q. How many years have you been living here?—A. Thirty-six or thirty-seven.
 Q. Haven't been away during that time?—A. About twelve years ago and during the strike.
 Q. What month during the strike were you away; when did you leave?—A. About July.
 Q. When did you return?—A. I was hardly a month away.
 Q. You returned in August?—A. Yes, sir.
 Q. Where were you outside of the State?—A. I was in Buffalo, N. Y.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 (Witness produces tax receipt No. 637, dated May 13, 1902; received of David Sullivan \$1.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 30 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Was it assessed to you?—A. Yes, sir.
 Q. To whom did you pay it?—A. Avery.
 Q. When?—A. The date on there.
 Q. May 13, 1902?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you work while you were in Buffalo?—A. Yes, sir.
 Q. Did you go there for the purpose of finding temporary employment during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes.
 Q. You left your family here?—A. Yes, sir.

PATRICK MULDOON, SR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Scranton, Pa.
 Q. When?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. About fifteen years.
 Q. Have you lived there continuously for fifteen years?—A. Yes, sir.
 Q. Never moved away?—A. I was away during the strike.
 Q. Where were you during the strike?—A. Potter County, Pa.
 Q. When did you go there?—A. June 25th.
 Q. When did you return?—A. August 8th.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 768, dated June 3, 1901, received of Patrick Muldoon \$13.98, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.59, signed John Avery, collector.)
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. You paid it yourself?—A. Yes, sir.
 Q. With your money?—A. Yes, sir.
 Q. Paid it to who?—A. John Avery.
 Q. When?—A. The date on that tax receipt.
 Q. "1900" is crossed off and 1901 is put above it; did you pay it in 1900 or 1901?—
 A. 1901.
 Q. That was made by whom, that erasure?—A. Avery, I suppose.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Show anybody your ballot after marking it?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. That receipt is just as you received it?—A. Yes, sir.
 Q. What date did you say you returned from Potter County?—A. About the 8th or 10th of August.
 Q. You intended to return?—A. Yes, sir.

PATRICK MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. What year?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in the Third Ward of Jermyn?—A. All my life.
 Q. Never been away?—A. Yes; I have been away.
 Q. When were you away last—during the strike?—A. Yes, sir; two months.
 Q. What months were you away?—A. July and August.
 Q. When did you return?—A. I don't just exactly remember the date.
 Q. How long before the strike ended did you return?—A. It must have been two weeks before it was settled; it was a week, anyway.
 Q. Where were you while you were away?—A. Chicago, Ill.
 Q. You voted at the Third Ward of Jermyn?—A. Yes, sir.
 Q. Are you a married man?—A. No, sir.
 Q. You boarded in the Third Ward of Jermyn?—A. Yes, sir; at home.
 Q. You were working in Chicago, Ill.?—A. No; I went from there to Omaha, Nebr., and worked there.
 Q. You have a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated March 12, 1901, received of Patrick Meehan \$2.13, taxes for the year 1900 for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. This is the first tax you ever paid?—A. No, sir.
 Q. You paid some before this?—A. Yes, sir.
 Q. This is the last you paid?—A. Yes, sir.
 Q. To whom did you pay it?—A. Avery.
 Q. When did you pay it?—A. The date on here.
 Q. Do you remember the year you paid this last tax—last year or the year before?—
 A. I think I paid it in 1901.
 Q. You paid it on the date marked here?—A. Yes, sir.

- Q. Where did you pay it?—A. In his house.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Do you board with your parents here in Jermyn?—A. Yes, sir.
 Q. When you went away during the strike was it for the purpose of finding temporary employment during the strike?—A. I didn't know when, exactly when, I intended to return.
 Q. You went away to see the country?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.
 Q. And you returned before the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. Who did you visit in Chicago, Ill.?—A. A fellow named Mike Gavin and the Duggans.
 Q. Are they relatives of yours?—A. Yes, sir.
 Q. You went to Omaha?—A. Yes, sir.
 Q. What relatives did you visit there?—A. An uncle of mine.
 Q. While you were there you received employment?—A. Yes, sir.
 Q. You understood the strike was about to be settled and came home?—A. Yes, sir.
 Q. Because you thought you could do better here than there?—A. I believe I could do better there; I would rather stay home on account of my people.
 Q. What were you working at out there?—A. Working with carpenters.

MICHAEL MULHEARN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. I have papers showing.
 Q. How old are you?—A. I was born in 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. I don't remember; it tells.
 Q. How old were you when you came?—A. I was 7 years old.
 Q. How long have you lived in Pennsylvania?—A. Since I came.
 Q. Came right to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the Third Ward of Jermyn?—A. Sixteen years.
 Q. Have you lived continuously there for sixteen years?—A. Yes, sir.
 Q. Never been out of the ward to work?—A. Yes, sir.
 Q. You were living in the ward at the same time?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Mulhearn, dated the 26th of September, 1890, under the seal of the court, signed Jo. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You went to the court and received it?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 443, dated March 12, 1902, received of Michael Mulhearn \$2.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. To Avery.
 Q. When?—A. It states there.
 Q. Is that the date you paid this tax, the date of the receipt?—A. Yes, sir; it must have been.
 Q. You don't remember paying it?—A. I don't exactly.
 Q. Wasn't this stopped out of your pay?—A. Yes, sir.
 Q. Then you received this in your envelope about March 13, 1902, in lieu of \$2.55?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. I don't remember.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

DENNIS McGOVERN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—

A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. Since 1871.

Q. Ever since you were born?—A. Yes, sir.

Q. How long have you lived in the Third Ward of Jermyn?—A. About all the time, I guess.

Q. Continuously?—A. Yes, sir.

Q. Lived there continuously in the Third Ward at least sixty days prior to this election?—A. Yes, sir.

Q. Weren't away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 90, dated October 26, 1901, received of Dennis McGovern \$11, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$1.94, signed John Avery, collector.)

Q. Do you remember when you paid this tax?—A. The date of the receipt.

Q. The date the tax receipt is marked?—A. Yes, sir.

Q. The printed figures "1900" are crossed off and above them appears "1901." Was this paid in 1900 or 1901?—A. 1901.

Q. You remember that?—A. Yes, sir.

Q. And are ready to swear it was 1901 and not 1900?—A. Yes.

Q. To whom did you pay it?—A. John Avery.

Q. Where did you pay it?—A. John Avery's house.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anyone marking their ballot?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN MULDOON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't tell the date.

Q. How many years ago?—A. Fifty-six years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. What year did you come to the United States?—A. 1863.

Q. How long have you lived in Pennsylvania?—A. All that time.

Q. How long in the Third Ward of Jermyn?—A. Thirty-six years.

Q. Continuously there for the last thirty-six years?—A. Yes, sir.

Q. Weren't away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., to John Muldoon, dated the 16th of September, 1874, under the seal of the court, signed M. G. Neary, clerk.)

Q. That paper was issued to you?—A. Yes, sir.

Q. From the mayor's court?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 243, dated November 27, 1900, received of John Muldoon \$30.57, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of \$6.48, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

- Q. You paid this to one of his family?—A. Somebody there.
 Q. They gave you this receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Assist anyone else voting?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MARTIN McANDREW, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Jermyn, Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1836.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes; I voted every time there was an election.
 Q. What ward?—A. The Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. I think I came in 1856.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. Came right into this State?—A. Yes, sir.
 Q. How long have you lived in the Third Ward of Jermyn?—A. I lived in Jermyn thirty-eight years; I came in 1865.
 Q. How long in the Third Ward of Jermyn?—A. On the same ground ever since.
 Q. Never been away?—A. I went out nine days to New York State.
 Q. When was that?—A. Nine years ago; for my health.
 Q. You lived here thirty-six years prior to this election?—A. Yes, sir.
 Q. You have a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., to Martin McAndrew, dated the 19th of September, 1864, under the seal of the court, signed John E. Brown, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 114, dated November 4, 1901, received of Martin McAndrew \$10.22, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$1.76, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. It was assessed to you?—A. Yes, sir.
 Q. To whom did you pay it?—A. I paid it to Mr. Avery.
 Q. At his house?—A. Yes, sir.
 Q. What date?—A. I couldn't tell you.
 Q. Do you think you paid it on the date of the receipt?—A. I suppose so; yes.
 Q. It is marked 1901 over 1900.—A. Probably they were old receipts he had.
 Q. It was that way when you got it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes; another man marked it; two of us went in together.
 Q. Did you ask the board for assistance?—A. Yes, sir.
 Q. What member of the board did you ask?—A. I couldn't tell you.
 Q. Was it a member of the board you asked?—A. Yes, sir.
 Q. Who was it went in with you?—A. His name was Richard Stevenson.
 Q. What reason did you give for asking the board for assistance?—A. So that I would have things correct; I can't read very good myself, nor write very good.
 Q. You read and write?—A. No; I don't write.
 Q. You read?—A. A little.
 Q. You read enough to read the men's names on the ballot, if you take the time to do it?—A. I don't hardly ever do it.
 Q. You can if you take time?—A. No, sir; not to be sure.
 Q. You can not read names?—A. Not to be sure; not to have all them names correct.
 Q. You used to vote yourself?—A. I always have assistance; I always asked a man to mark the ballot.
 Q. You always have assistance?—A. Yes, sir.
 Q. You read a little?—A. Very little.
 Q. Well, if you had instructions on this ballot from some member of the board, couldn't you have gone in and marked it yourself?—A. I could mark my ballot alone as soon as I know the names.

Q. And if they had instructed you on the outside with a specimen ballot, you could have gone in and marked it yourself?—A. I generally get one of these blanks and have it home and vote for the man I think fit.

Q. You could mark the ballot yourself under the instruction; you could have marked it yourself?—A. Yes; I could do it, but I generally have a man.

Q. You can see good enough?—A. Yes, sir.

Q. Your hands are all right?—A. Yes, sir.

Q. Were both ballots marked when you were in there together?—A. He marked his own and then marked mine.

Q. Both marked at the same time?—A. Yes, sir.

Q. You were not challenged?—A. No, sir; I never was challenged since they made this into the borough.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I generally vote for the best man I think fit.

Cross-examination by Mr. SICKLER:

Q. You say you always have assistance in voting?—A. Yes; I generally did.

Q. You told the board you wanted assistance because you couldn't read?—A. I told them to let that man in along with me to fix my ballot right.

Q. Did you tell them the reason why you wanted assistance was because you couldn't read and couldn't mark your ballot as you wanted to vote?—A. I forget all about that; generally I took somebody in.

Q. You were afraid you couldn't vote as you wanted to yourself?—A. No; I always have that marked, so that I vote for the man I wanted to; I generally make sure of that.

Q. You wanted some one to help you?—A. Yes, sir.

JOHN McCLOSKEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. I was born in Ireland.

Q. When?—A. I couldn't tell that.

Q. How many years ago?—A. I suppose it must be seventy-five or eighty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. What ward did you vote in?—A. The Third Ward of Jermyn.

Q. What year did you come to the United States?—A. I come here in 1850.

Q. Did you come immediately to Pennsylvania?—A. No, sir; I landed in New York.

Q. When did you come into Pennsylvania?—A. I got into Pennsylvania about three months after.

Q. You have been in Pennsylvania ever since living here?—A. Yes, pretty nearly; about two months in Delaware.

Q. What months was that?—A. A long while ago—twenty-five or thirty years.

Q. How long have you lived in the Third Ward of Jermyn?—A. I lived in the Third Ward about twenty-three years.

Q. Continuously for twenty-three years?—A. Yes, sir.

Q. Never been out?—A. No, sir.

Q. Voted here for the last twenty-three years?—A. Yes, sir.

Q. In the same ward?—A. Yes, sir.

Q. Are these your naturalization papers?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Monroe County, at Stroudsburg, Pa., dated the 29th of September, 1868, to John McCloskey, certified the 6th of October, 1868, under the seal of the court, signed Thomas M. McIlhaney, prothonotary.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 107, dated November 1, 1901, received of John McCloskey \$10.79, taxes for the year 1901, for the district of Jermyn, Third Ward, including a county tax of \$3.61, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Whom did you pay it to?—A. John Avery.

Q. You paid it on the date here, November 1, 1901?—A. I guess so.

Q. You paid it the date he marked here?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Did you mark it yourself?—A. No, sir; I guess I did not.

Q. You went into the booth alone?—A. Yes; I know all about it, but my eyes were not very good.

- Q. You took somebody in with you?—A. Yes, sir.
 Q. Who did you take in?—A. His name is Edmunds.
 Q. Which Edmunds was it?—A. William Edmunds.
 Q. Did you ask the board to take Edmunds in with you, or did he say, "I am going in"?—A. I asked the board.
 Q. What reason did you give?—A. The reason that I had was that I didn't see very good; my eyes are dim.
 Q. You read, do you?—A. I can read a little.
 Q. You have marked your ballot yourself, haven't you?—A. Yes, sir.
 Q. Often do that?—A. Yes, sir.
 Q. What time of the day did you vote?—A. I couldn't say exactly, some time in the forenoon, about noon.
 Q. You could have marked the ballot yourself, couldn't you; you could see enough in the morning?—A. I generally do.
 Q. It was pretty light there?—A. Not very; it is right in a cellar.
 Q. It would have been possible for you to have marked it?—A. I couldn't exactly say, but I got a man to make sure.
 Q. Did you mark it or did he mark it?—A. I believe I marked it myself.
 Q. You say it would not have been impossible for you to have marked it?—A. No.
 Q. You didn't want to have trouble?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Marked the ballot yourself?—A. Yes, sir.

Cross-examination by Mr. SICKLER:

- Q. Did you tell the board you couldn't see, as the reason you wanted assistance?—A. I don't see well.
 Q. Do you use glasses when you vote?—A. Yes, sir.
 Q. It bothers you to read with your glasses? (No answer.)
 Q. Did you have them with you that day?—A. I don't know.
 Q. You think you didn't have them with you that day?—A. When I vote I vote the Democratic ticket, and I vote just the whole ticket; I marked it on the top.
 Q. You think you didn't have your glasses that day?—A. I don't believe I did.

JAMES MULHEARN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The Third Ward of Jermyn.
 Q. Where were you born?—A. England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. What year did you come to the United States?—A. 1873.
 Q. How long have you lived in Pennsylvania?—A. Since I came.
 Q. How long in the Third Ward of Jermyn?—A. Seventeen years.
 Q. You lived there continuously for seventeen years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to James Mulhearn, dated the 5th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 442, dated March 13, 1902, received of James Mulhearn \$2.55, taxes for the year 1901, including a county tax of 45 cents, for the district of Jermyn, Third Ward, signed John Avery, collector.)
 Q. To whom did you pay that tax?—A. That was stopped.
 Q. You received this in your envelope?—A. Yes, sir.
 Q. And the amount of your tax was kept from your pay?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Show your ballot to anybody?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN McCARTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. In this county, Providence.
 Q. When were you born?—A. 1842, I think.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. 30 years.
 Q. Have you lived continuously there?—A. Yes, sir.
 Q. Always have resided there?—A. Yes, sir.
 (Witness produces tax receipt No. 58, dated October 29, 1902, received of John McCarty \$32.02, taxes for the year 1902 for the district of Jermyn, Third Ward, including a county tax of \$5.55, signed John Avery, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Paid it to whom?—A. John Avery.
 Q. Paid it on the date of this receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Mark anybody else's ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have here?—A. Yes, sir.
 Q. Did you during the year 1901 pay a county tax?—A. Yes; I paid for what that tax calls for.
 Q. I am asking you about your prior taxes?—A. I couldn't say that, whether they collected in that year; if they collected it, I did.
 Q. Do you have property?—A. Yes, sir.
 Q. How long have you had that property?—A. Yes, sir.
 Q. You have always paid your taxes on that property?—A. Yes.
 Q. Paid it every year?—A. Yes, sir.
 Q. During the year 1901, didn't you pay tax on it?—A. Yes, sir.
 Q. And the county tax?—A. I suppose so.
 Q. To whom did you pay that tax the year before?—A. To the same man, I guess.
 Q. Where did you pay it?—A. At the house.
 Q. Can you tell about when you paid it?—A. No; I couldn't tell; along November or December, I generally pay, in order to get the percentage off.
 Q. Then, to the best of your knowledge and belief, during the year 1901, about November or December, you paid your taxes?—A. Yes, sir.

By Mr. GILROY:

- Q. If you paid a tax you received a receipt for it?—A. Yes.
 Q. And you would have it home?—A. Yes, sir.
 Q. You have it home now if you paid it?—A. Yes, sir.
 Q. Are you sure it is home?—A. Yes; I had it in my hand last night.

WILLIAM McDERMOTT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. Thirty-six years.
 Q. How long in the Third Ward of Jermyn?—A. All my life.
 Q. Have you lived continuously there?—A. Yes, sir.
 Q. Never moved out of the Third Ward of Jermyn?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 338, dated October 3, 1901, received of William J. McDermott \$11.67, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. I think his girl took it that day.
 Q. Do you remember what year you paid this tax?—A. 1901.
 Q. Was it paid in 1900 or 1901?—A. 1901.
 Q. You are positive it was in 1901 it was paid?—A. Yes, sir.
 Q. And that it was taxes for 1901?—A. Yes, sir.
 Q. Who made the pencil mark over the "1901?"—A. They did.
 Q. You did not make it?—A. No, sir.
 Q. You paid 1901 tax prior to this?—A. Yes, sir.
 Q. Have you paid tax since this?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you help anyone mark their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

Now, 12 o'clock noon, January 28, 1903, hearing is adjourned until 1.30 o'clock p. m. same day.

Now, 1.30 o'clock p. m., January 28, 1903, pursuant to last adjournment, hearing is resumed.

DANIEL MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Jermyn.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Third Ward of Jermyn?—A. All my life.
 Q. Never lost your residence there?—A. No, sir.
 Q. Out during the strike?—A. I was away a little while.
 Q. When did you go?—A. August.
 Q. When did you return?—A. October.
 Q. How long before the strike was settled?—A. I don't know just how long it was.
 Q. Some time in October?—A. Yes, sir.
 Q. Are you a married man?—A. No, sir.
 Q. Where were you during the strike?—A. I was at Ridgeway, Pa.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated March 12, 1901 (across 1900); received of Daniel Meehan \$2.13, taxes for the year 1900, for the district of Jermyn, Third Ward, including a county tax of 38 cents, signed John Avery, collector.)
 Q. Is this tax assessed to you?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. When and where?—A. At his house, the date on there.
 Q. What was the date?—A. March 12, 1901.
 Q. You didn't pay it in 1900?—A. No, sir.
 Q. Who crossed that off?—A. It must be the tax collector.
 Q. You are sure you paid it in 1901?—A. I paid it on the date on there.
 Q. That is dated 1901?—A. Yes, sir.
 Q. Do you know when you paid this tax; whether it was 1900 or 1901?—A. I think it was March 12, 1901.
 Q. Can you be positive about that?—A. I wouldn't be sure.
 Q. Would you be positive enough to swear it was 1901?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

- Q. You say this tax receipt is just as you received it?—A. Yes.
 Q. The printed figures are crossed off there?—A. Yes, sir.
 Q. This is the receipt you got as evidence of the payment of your taxes?—A. Yes, sir.

Q. Did you pay this tax last year or the year before?—A. I ain't sure.

Q. You are sure you paid tax in 1901?—A. Yes, sir.

Q. You are sure this receipt has not been changed since you have had it?—A. Yes, sir.

Q. Why was it you went out to Ridgeway during the strike?—A. Just out for a visit.

Q. You intended to return?—A. Yes, sir.

RICHARD STEVENSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Jermyn.

Q. Where were you born?—A. Liverpool, England.

Q. When?—A. The 4th of December, 1841.

Q. Did you vote at the election held November 4, 1902, for the office of Representative for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. What year did you come to the United States?—A. 1866.

Q. How long have you lived in Pennsylvania?—A. Since 1867, in January.

Q. How long have you lived in the Third Ward of Jermyn?—A. About twenty years.

Q. Have you lived continuously there the last twenty years before this election?—A. Yes, sir.

Q. Never moved out of the ward and changed your residence?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., dated the 28th of September, 1872, under the seal of the court, signed M. G. Neary, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 9, dated September 4, 1901; received of Richard Stevenson \$14.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of \$2.38, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you remember when you paid it?—A. On the date—isn't it dated there?

Q. The date is September 24, 1900, with a 1 through the last cipher, making it 1901. Did you pay this in 1900 or 1901?—A. I paid it on the date it is down.

Q. Can you tell by looking at it? Did you pay it in 1900 or 1901?—A. In 1901.

Q. Then the 1 through the cipher was made by the collector, was it, on your receipt?—A. Yes, sir; I never put any figures on it.

Q. He did it himself?—A. Yes; or his daughter.

Q. You paid that tax in 1901?—A. Yes, sir.

Q. You paid it to Mr. Avery or his daughter?—A. I paid it to his daughter.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone while you marked it?—A. Not while I marked my own. I took another man and marked his for him.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

MICHAEL MULDOON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn.

Q. What ward?—A. I live in the Second Ward now.

Q. Where were you born?—A. Jermyn.

Q. When?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Third Ward of Jermyn?—A. I lived there all the time until about the 15th of November.

Q. You moved away the 15th of November?—A. Yes, sir.

Q. How long had you lived in that ward previous to the 15th of November?—A. All the time.

- Q. Had you been away at any time other than for a visit?—A. No, sir.
- Q. You lived in that ward at least two months prior to that election of November 4, 1902?—A. Yes, sir.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 229, dated November 12, 1901; received of Michael Muldoon \$4.42, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 72 cents, signed John Avery, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. John Avery.
- Q. When did you pay it?—A. You have it there—November, 1901.
- Q. You remember it was 1901?—A. Yes, sir.
- Q. You are sure it was not 1900?—A. Yes, sir.
- Q. You are not relying on that receipt?—A. I didn't date the receipt; it is the tax collector put that; that is the reason I think I paid it in 1901.
- Q. Without the receipt would you know what year it was paid?—A. No, sir; that is what I keep the receipt for; I remember paying it in 1901.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it alone?—A. Yes, sir.
- Q. In the booth alone?—A. Yes, sir.
- Q. Show your ballot to anybody?—A. No, sir.
- Q. Put it in the box yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

WILLIAM McDERMOTT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
- Q. Where were you born?—A. Jermyn.
- Q. When?—A. 1876.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Jermyn.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Third Ward of Jermyn?—A. All my life.
- Q. Have you been out of the ward recently?—A. No, sir.
- Q. You lived in the Third Ward of Jermyn at least two months prior to November 4, 1902?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 602, dated April 22, 1902; received of William McDermott \$3.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cent, signed John Avery, collector.)
- Q. This tax was assessed to you?—A. Yes, sir.
- Q. Paid by you?—A. Yes, sir; it was stopped.
- Q. Stopped at the D. and H.?—A. Yes, sir.
- Q. You received this receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you assist anyone else?—A. No, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Anybody in the booth with you?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

Now, January 28, 1903, p. m., hearing is adjourned until January 29, 1903, at 9 o'clock a. m., at the same place.

Now, January 29, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

JOSEPH J. COOLICAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
- Q. Where were you born?—A. The same place,

Q. When?—A. Thirty-five years ago.

Q. Did you vote at the election held November 4, 1902, for the office of representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Archbald, First Ward, First district.

Q. How long have lived in Pennsylvania?—A. Ever since I was born.

Q. How long in the First Ward, First district, of Archbald?—A. I lived there 21 years.

Q. Continuously?—A. No.

Q. How long continuously the last time?—A. Seven years continuously.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 557, dated July 9, 1902, received of Joseph J. Coolican \$2.97, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Paid it with your money?—A. Yes, sir.

Q. Paid it to whom?—A. The tax collector.

Q. Is this your receipt you received?—A. That is a duplicate.

Q. Do you remember when you paid this?—A. I do.

Q. When?—A. It was on Tuesday night.

Q. On the date of this receipt?—A. Yes; it was the tax I paid.

Q. You received no assistance marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir; I don't believe I did.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN McDERMOTT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Third Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. It must be sixty-four years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Jermyn.

Q. What year did you come to the United States?—A. About 1863 or 1864.

Q. How long have you lived in Pennsylvania?—A. Ever since I come out.

Q. How long in the Third Ward of Jermyn?—A. I am here thirty-eight years.

Q. Have you been here continuously for that time?—A. Yes, sir; all the time I come here, in what is now the Third Ward of Jermyn.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Got it with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale, Pa., to John McDermott, dated the 22d of September, 1874, under the seal of the court, signed M. G. Neary, clerk.)

Q. You presented yourself for this paper?—A. Yes; and Judge Dart was the judge.

(Witness produces tax receipt No. 100, dated November 12, 1902, received of John McDermott \$39.40, taxes for the year 1902 for the district of Jermyn, Third Ward, including a county tax of \$6.97, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for Congress?—A. I need not tell.

Q. Have you any objection?—A. No; I think I have a right to vote.

Q. Have you any objection to telling us?—A. I have.

Q. Did you receive any assistance marking your ballot?—A. No, sir; I can mark my own ballot.

Q. You went into the booth alone?—A. Yes, sir.

By Mr. SICKLER:

Q. Is this the only tax receipt you have with you?—A. I will show you hundreds of them.

Q. Is this the only one you have with you?—A. That is all.

Q. Did you during the year 1901 pay a State or county tax?—A. Yes; I paid all the time.

Q. You paid one during the year 1901?—A. I can't recollect now.

Q. To whom did you pay that tax?—A. I couldn't remember.

By Mr. GILROY:

Q. If you paid your taxes you have receipts at home?—A. Yes, sir.

ANDREW COOLICAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald.

Q. What ward and district?—A. First Ward, First district.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1880.

Q. What day and month?—A. The 12th of June.

Q. How old were you June 12, 1902?—A. Twenty-two.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted at that election?—A. Yes, sir.

Q. What ward and district?—A. The First Ward, First district.

Q. You have lived in Pennsylvania all your life?—A. Yes, sir.

Q. You lived in the First Ward, First district, of Archbald all your life?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Have you never been assessed?—A. No, sir.

Q. You received no assistance in marking your ballot?—A. No, sir.

Q. Did you assist anybody else?—A. No, sir.

Q. Were you challenged when you came to vote?—A. No, sir.

Q. Didn't you have to swear in your vote?—A. Yes, sir.

Q. Did you file an affidavit?—A. Yes, sir.

Q. You wrote your name?—A. No, sir.

Q. You filed no affidavit?—A. No, sir.

Q. Who swore you in?—A. A man by the name of Walsh.

Q. Was he on the board?—A. No, sir; he was an outsider swore me in.

Q. How did he swear you in—what reason?—A. So that I could vote.

Q. You voted on age?—A. Yes, sir.

Q. Didn't you sign an affidavit?—A. No, sir.

Q. Walsh just stayed with you and saw you vote?—A. Yes, sir.

Q. And they didn't take an affidavit and require you to sign it?—A. No, sir.

M. J. KEARNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, First Ward, First district.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1850.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The polling place of the First Ward, First district of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward, First district, of Archbald?—A. Twenty-five years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 2, dated August 21, 1902, received of M. J. Kearney \$13.65, taxes for the year 1902 for the district of Archbald First Ward, signed P. J. McDonnell, including a county tax of \$2.18.)

Q. You paid this yourself?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. To Mr. McDonnell, the collector?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

DANIEL LYNN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
 Q. Where were you born?—A. England.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, First district of the First Ward.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. Came right here?—A. Yes, to Throop.
 Q. How long have you lived in the First Ward, First district of Archbald?—A. Three years, 22d of October last.
 Q. You moved in then?—A. Yes, sir.
 Q. Have you lived there continuously since?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Daniel Lynn, dated the 7th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You appeared in person and received it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 463, dated November 14, 1901, received of Daniel Lynn \$4.15, taxes for the year 1898 in the district of Throop Borough, including a county tax of 53 cents, signed George R. Stanton, collector, by B. Brown, constable.)
 Q. When did you pay this tax?—A. It is on there, in November.
 Q. What year?—A. 1901.
 Q. Where did you pay it?—A. It was stopped; at the Riverside.
 Q. Down in Archbald?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay this?—A. Stanton; it was kept off in the office.
 Q. Did you receive this receipt in your pay one day and you were \$4.15 short on your pay?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Did you mark anybody else's ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WILLIAM F. BISHOP, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward and district?—A. First Ward, First district.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, First Ward, First district.
 Q. How long have you lived in Pennsylvania?—A. Thirty-two years.
 Q. How long in the First Ward, First district, of Archbald?—A. Thirty-two years.
 Q. Continuously there?—A. Yes, sir.
 Q. Never moved away?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 453, dated March 27, 1902, received of William F. Bishop \$3.97, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you mark anybody's ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HENRY BISHOP, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
- Q. Where were you born?—A. Archbald.
- Q. When.—A. Twenty-four years ago.
- Q. What day were you born?—A. The 27th of April
- Q. Of what year?—A. At the year it comes on.
- Q. When were you 24?—A. Last April.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward, First district, of Archbald.
- Q. Have you lived in Pennsylvania all your life?—A. Yes, sir.
- Q. How long have you lived in this district?—A. Three years.
- Q. Continuously there three years?—A. Yes, sir.
- Q. Where did you live before?—A. Carbondale.
- Q. You boarded there?—A. Yes, sir.
- Q. You have been in there for the last three years continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 578, dated January 15, 1902, received of Henry Bishop \$1.98, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
- Q. When did you get this tax receipt?—A. January.
- Q. Of last year?—A. Yes, sir.
- Q. Where have you had it?—A. In my drawer.
- Q. How did it get so dirty?—A. Carrying it around.
- Q. Are you sure you got this receipt on January 15, 1902?—A. It is on there when I got it.
- Q. This is the date you got it?—A. Yes, sir.
- Q. But you do remember when you got it: Was the date on the top here?—A. Yes, sir.
- Q. To whom did you pay this?—A. To McDonnell, the collector.
- Q. At the time when you paid it?—A. Yes; in Bishop's store.
- Q. Your money paid it?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you help anybody else mark theirs?—A. Had no business to do so.
- Q. You were not challenged?—A. No, sir.
- Q. Did not swear in your vote?—A. No, sir.
- Q. Did not file an affidavit?—A. No, sir.

THOMAS COOLICAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
- Q. What ward and district?—A. First Ward, First district.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 1875.
- Q. Did you vote at the election held November 4, 1902, for the office of representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir; I couldn't say I voted for Congressman.
- Q. You would not say you did not?—A. No, sir.
- Q. Where did you vote?—A. The polling place of the First Ward, First district, of Archbald.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 747, dated January 14, 1903, received of Thomas Coolican 68 cents, taxes for the year 1900 for the district of Archbald, First Ward, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did not assist anybody else?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

- Q. Is that the only tax receipt you have here?—A. That is all.
- Q. Did you pay a tax last year?—A. No, sir; all my receipts was 1903.
- Q. That is the only receipt you have?—A. Yes, sir.
- Q. Did you pay a tax the year before?—A. I couldn't tell.

ANTHONY HARRISON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward, First district, of Archbald Borough.

Q. Where were you born?—A. Pittston, Pa.

Q. When?—A. 1860.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A.

Yes, sir.

Q. Where did you vote?—A. First Ward, First district, of Archbald.

Q. How long have you lived in Pennsylvania?—A. I lived in Pennsylvania all my life.

Q. Have you been out of the State to reside?—A. No, sir.

Q. How long have you lived in this ward and district of Archbald?—A. About 22 years.

Q. Continuously there for that time?—A. Yes, sir.

Q. Wasn't away during the strike?—A. I was gone a month.

Q. Where were you?—A. In Ohio.

Q. What were you doing there—working?—A. Just on a trip.

Q. You left your family in Archbald?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 496, dated April 26, 1902, received of Anthony Harrison \$9.41, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of \$1.43, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. When did you pay it?—A. I paid it the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you help anyone else mark their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

FRANK COOLICAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, First Ward, First district.

Q. Where were you born?—A. Ireland.

Q. When?—A. I will never tell you.

Q. About how many years ago?—A. Perhaps sixty.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A.

Yes, sir.

Q. Where did you vote?—A. First Ward, First district, of Archbald.

Q. What year did you come to the United States?—A. 1861.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the First Ward, First district, of Archbald?—A. All the time.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir; I lost them.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 891, dated February 15, 1902, received of Frank Coolican \$3.76 taxes for the year 1900 for the district of Archbald, First Ward, including a county tax of 53 cents, signed P. J. McDonnell, collector.)

Q. This tax you paid yourself?—A. Yes, sir.

Q. When did you get this duplicate—since you have been subpoenaed?—A. Yes; I lost the other one.

Q. Do you know whether this is a duplicate of the old receipt or not?—A. Yes, sir.

Q. You paid this tax assessed in 1900 on the date of this receipt?—A. Yes; it was paid before the date of the receipt.

Q. This duplicate is dated pretty nearly a year ago; that is the time you paid this tax?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else?—A. No, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Put your ballot in the box yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You went to the collector, Mr. McDonnell, and got this duplicate?—A. Yes, sir.

Q. Did he look at his books before he gave you this?—A. Yes, sir.

JAMES HEALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald.

Q. What ward and district?—A. First Ward, first district.

Q. Where were you born?—A. Ireland.

Q. When?—A. It is about 65 years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir; I voted for 40 years, and at this last election.

Q. Where did you vote?—A. Archbald, First Ward, First district.

Q. What year did you come to the United States?—A. 1847.

Q. How long have you lived in Pennsylvania?—A. Since the first day I came to the country.

Q. How long in the First district of the First Ward of Archbald?—A. Fifty-three years in Archbald.

Q. Have you been living there at least sixty days before this election?—A. Yes, sir.

Q. Have you a naturalization certificate?—A. Well, I lost them.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 3, dated July 30, 1901, received of James Healey, \$25.03, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of \$3.99, signed P. J. McDonnell, collector.)

Q. That you paid yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. On the date of the receipt?—A. Yes, sir.

Q. When and where did you pay it?—A. In Archbald, on that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you mark any anybody else's ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You say you have your naturalization paper?—A. Yes, sir; at home.

Mr. GILROY. We move to strike that out.

FRANK CORCORAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward, First district, of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward, First district, of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward, First district, of Archbald?—A. I was born and raised there; I am there now about seven years in that ward.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 213, dated November 26, 1901, received of Frank Corcoran, \$1.98, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom?—A. The tax collector.

Q. When?—A. The 26th of November, 1901.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

EDWARD GILROY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward?—A. First Ward, First district.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward, First district of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in that ward and district?—A. Six years in the First Ward, First district.
 Q. Continuously for that time?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax statement.)
 Q. Have you any other receipt?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you help anybody else mark their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you vote the Antimachine ticket?—A. I won't answer that.
 (Witness produces tax statement, as follows: Archbald, Pa., November 15, 1901, Mr. Ed. Gilroy to P. J. McDonnell, tax collector, dr., Archbald Borough taxes, as follows, for the year 1901, among other taxes a county tax of 32 cents, with this postscript: The collector must be promptly notified if any errors are made. A numbered receipt will be given if this is presented to the collector, signed P. J. McDonnell, collector. On the back as a notice: In every case when a mistake is made it will be corrected if the collector's attention is promptly called to it; the collector, not the paymaster, has a right to correct it.)

By Mr. SICKLER:

- Q. Did you get that for a receipt?—A. Yes; this is my receipt.
 Q. After you paid your taxes?—A. Yes; it was stopped in the office.
 Q. It was your money paid it?—A. Yes, sir.

By Mr. GILROY:

- Q. You got other receipts, have you?—A. Yes, sir; I have.
 Q. You got them home?—A. Yes; this is the last I paid.
 Q. You never got a receipt like that before?—A. Everyone is like this.

FRANK BEHLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward, First district of Archbald.
 Q. Where were you born?—A. The same place.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward, First district of Archbald?—A. The same length of time.
 Q. Never been out of the ward?—A. Never lived out of it.
 Q. Working out of it?—A. I am working out of it. I work in Scranton and come home every night.
 Q. You don't board in Scranton?—A. No, sir.
 Q. You don't take your dinner in Scranton?—A. I carry a lunch.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 425, dated March 5, 1902, received of Frank Behle \$4.42, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. You paid it to Mr. McDonnell?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you assist anybody marking their ballot?—A. No, sir.

HENRY JORDAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I can't tell.
 Q. About how many years ago?—A. About sixty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, First Ward, First district.
 Q. When did you come to the United States?—A. I can't tell you the year.
 Q. About how old were you?—A. I was 17 or 18 or 19 years old.
 Q. How long have you lived in Pennsylvania?—A. About forty-five years.
 Q. How long in the First Ward, First district, of Archbald?—A. About forty years.
 Q. Have you lived there continuously?—A. Yes, sir.
 Q. Always lived there that time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Wayne County, at Honesdale, Pa., to Henry Jordan, dated the 7th of September, 1859, under the seal of the court, signed William F. Wood, prothonotary, certified from the records by George A. Smith, prothonotary, August 3, 1898.)
 Q. How long had you been in the country when you got this paper?—A. I suppose six or seven years.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 608, dated November 15, 1901, received of Henry Jordan \$2.08, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 32 cents, signed P. J. McDonnell, collector.)
 Q. When did you pay this tax?—A. On the date there.
 Q. You paid it November 15, 1901?—A. I think so.
 Q. This is a duplicate tax receipt?—A. Yes, sir.
 Q. You lost your other receipt?—A. Yes, sir.
 Q. When did you get this other receipt; since you were subpoenaed?—A. I couldn't tell you.
 Q. You got it since you were subpoenaed here, or did you have it before that?—A. I think I had it before.
 Q. Why did you get a duplicate receipt?—A. Because I lost the other one.
 Q. When did you discover you lost it?—A. When I got subpoenaed here.
 Q. You paid this tax?—A. Yes, sir.
 Q. A little over a year ago?—A. Yes, sir.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Why did you get a certified copy of your naturalization paper?—A. Because the other had been torn up.
 Q. You had the original yourself, had you?—A. Yes, sir.
 Q. At the time at which this has been dated?—A. Yes, sir.

PHILIP BEHLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward and district?—A. First Ward, First district.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1843, the 29th of July.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. The First Ward, First district, of Archbald.
- Q. When did you come to the United States?—A. 1852.
- Q. How long have you lived in Pennsylvania?—A. Since the 19th of February, 1854.
- Q. How long have you lived in the First Ward, First district, of Archbald?—A. I lived there since 1855, in the spring.
- Q. You have been living there since?—A. In the fall of 1855 we moved to Jessup, and we lived in Jessup until the spring of 1857 and then moved back to Archbald.
- Q. You have been living in the First Ward, First district, since?—A. Yes, sir.
- Q. Have you naturalization papers?—A. My father was a citizen; always voted on his.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 763, dated May 23, 1902, received of Philip Behle \$5.58, taxes for the year 1900 for the district of Archbald, First Ward, First district, including a county tax of 53 cents, signed P. J. McDonnell, collector.)
- Q. This is tax for the year 1900?—A. Yes, sir.
- Q. It was paid two years after?—A. Yes; last May.
- Q. This is the last tax you paid?—A. Yes, sir.
- Q. You paid that yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anybody else marking their ballots?—A. No, sir; I couldn't say.
- Q. Were you challenged?—A. No, sir.
- Q. You didn't file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Was your father a citizen before you were 21 years of age?—A. Yes, sir.
- Q. You were here before you were 21 years old?—A. Yes, sir.
- Mr. GILROY. We move to strike that out—the cross-examination.

JOHN CARDEN, SR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. Sixty years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward, First district, of Archbald.
- Q. What year did you come to the United States?—A. I was about 15 years of age.
- Q. How long have you lived in Pennsylvania?—A. The balance of the time I lived here.
- Q. All the time?—A. Yes, sir.
- Q. How long in the First Ward, First district, of Archbald?—A. Forty years.
- Q. Continuously?—A. Yes, sir.
- Q. You have always voted there for forty years?—A. Yes, sir.
- Q. In what is now the First Ward, First district, of Archbald?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- Q. Have you them with you?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, late the mayor's court of the city of Carbondale, signed W. G. Daniels, clerk, under the seal of the court, dated the 19th of October, 1881; the original granted the September term, 1856; over the face of the certificate in red ink is the word "Duplicate.")
- Q. This is a duplicate certificate?—A. Yes, sir.
- Q. You got those papers in Carbondale?—A. Yes, sir.
- Q. And then you went to Scranton and got this duplicate?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 192, dated January 14, 1903, received of John Carden, sr., \$29.70, taxes for the year 1902, for the district of Archbald, First district, including a county tax of \$4.50, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. You marked it yourself?—A. Yes, sir.
- Q. Did you assist anybody else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Cross-examination by Mr. SICKLER:

Q. Is that the only tax receipt you have here?—A. That is the only one.

Q. Did you have one for last year?—A. Yes, sir.

Q. Do you remember when you paid that tax?—A. No.

Q. Did you pay it last year?—A. Yes, sir.

Q. To whom?—A. Mr. McDonnell.

Q. Do you remember about when?—A. I couldn't tell you.

Q. Could you tell about the month?—A. I couldn't.

Q. You paid it in Archbald Borough?—A. Yes, sir.

By Mr. GILROY:

Q. If you paid a tax before you got a receipt for it?—A. Yes.

Q. You have your receipts?—A. Yes, sir.

Q. Have them down to the house, haven't you?—A. Yes, sir.

By Mr. SICKLER:

Q. Are you sure you have last year's receipt down to the house?—A. Yes, sir.

EDWARD MURPHY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, First Ward, First district.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1881.

Q. What date, do you remember?—A. February 12.

Q. How old were you February 12, 1902; last February?—A. This February I will be 22.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward, First district of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward, First district, of Archbald?—A. All my life.

Q. Were you away during the strike?—A. A couple of weeks.

Q. Are you a married man?—A. No, sir.

Q. Live with your parents?—A. Yes, sir.

Q. Where were you?—A. In New York State.

Q. What were you doing there?—A. Working.

Q. Where?—A. On the railroad.

Q. Do you remember when you went away?—A. I come back a couple of days before the strike was settled.

Q. You were away a couple of months?—A. A couple of weeks.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Did you ever have a tax assessed to you?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anybody else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Voted on age?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did the board ask you to swear to a paper?—A. No, sir.

By Mr. SICKLER:

Q. You say you were in New York State working during the strike?—A. Yes, sir.

Q. When you went away was it for the purpose of finding temporary employment?—A. Yes, sir.

Q. You didn't intend to stay away?—A. No, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

Q. Were you registered on the list when you went to vote?—A. Yes, sir.

Q. The election officers had your name on the list with the other voters?—A. Yes, sir.

By Mr. GILROY:

Q. Did you see the list?—A. Yes, sir; I looked over it.

Q. How many lists did they have there?—A. One, I think.

Q. Are you sure they had only one?—A. I am pretty sure.

Q. You don't know whether the list they looked at was the registry list or the voting list?—A. No.

Q. You paid no particular attention to it?—A. No, sir.

Q. You were not challenged and went right in and voted?—A. Yes.

By Mr. SICKLER:

Q. You know that it was an election officer that had your name on the list with the other voters?—A. I don't know whether he had or not.

Q. After you gave your name did an election officer call over your name?—A. No, sir.

Q. You said they had your name on the list?—A. I don't know for sure; they looked over it.

Q. You saw your name there?—A. No, sir.

Q. You said they had your name there?—A. I said they must have looked over it first before I voted; I don't know whether they had or not.

Q. Did you vote at the spring election?—A. No, sir; I don't think I did.

JOHN KEATING, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward, First district, of Archbald Borough.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1875, 2d of July.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First ward, First district, of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First district of the First Ward of Archbald?—A. All my life.

Q. Not away during the strike?—A. About five weeks.

Q. Where were you?—A. New York State.

Q. When did you go?—A. In June.

Q. When did you return?—A. The second week of July.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax statement No. 814, dated November 15, 1901, received of John Keating dr. to P. J. McDonnell, dr., Archbald, Pa., Archbald Borough taxes, for the year 1901, including a county tax of 32 cents. The following postscript: The collector must be promptly notified of any errors. A numbered receipt will be given if this is presented to the collector.)

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Assist anybody else to mark their ballot?—A. No, sir.

By Mr. SICKLER:

Q. You paid this tax yourself?—A. Yes, sir.

Q. You paid it to P. J. McDonnell, the collector?—A. Yes, sir.

Q. You received this receipt as evidence of paying your tax?—A. Yes, sir.

Q. You paid it on the date given?—A. Yes, sir.

Q. What did you do while you were in New York?—A. I didn't do anything; I was on a pleasure trip; I went from New York to Massachusetts and Rhode Island.

MICHAEL LEONARD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald.

Q. What ward and district?—A. The First Ward, First district.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1887.

Q. You voted at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. You voted in the First Ward, First district, of Archbald?—A. Yes, sir.

Q. Are you sure you were born in 1887?—A. Yes, sir.

Q. What day and month?—A. I think in December. In 1873 I was born; in 1887 I came to the United States.

Q. How old are you now?—A. 29 years.

Q. When did you come to Pennsylvania?—A. Right away.

Q. Didn't live anywhere else?—A. No, sir; I lived a few months in Luzerne County.

Q. How long have you lived in the First Ward, First district, of Archbald?—A. All the time; all but a few months.

Q. When were you in Luzerne county?—A. 1897.

Q. When did you come back to the First Ward, First district, of Archbald?—A. 1901.

Q. What part of 1901?—A. I come back in June, 1901; I got back from the Army; I was three years in the Army.

Q. How long have you lived in the First Ward, First district, of Archbald?—A. Right along.

Q. Ever since the latter part of 1901?—A. Yes, sir.

Q. You lived in the First Ward, First district, of Archbald before going to the Army?—A. I was living at Pittston at that time.

Q. You came back in 1901 and lived there since?—A. Yes, sir.

Q. Have you naturalization papers?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County, dated 20th day of June, 1898, to Michael Leonard, under the seal of the court, signed Paul Dasch, prothonotary.)

Q. These papers were issued to you?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. No, sir.

Q. Have you ever paid a State or county tax?—A. No, sir.

Q. Never been assessed?—A. No, sir.

Q. Have you any objection to telling us for whom you voted for the office of Congress?—A. I wouldn't care about telling.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anybody else?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN GILHOOL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, First Ward, First district.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward, First district, of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward, First district, of Archbald?—A. I am living there twenty-one months.

Q. Where did you live prior to that?—A. The Third Ward of Archbald.

Q. You were a resident there at least two months prior to the election of November 4, 1902?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces statement No. 642, dated November 15, 1901, John Gilhool, to P. J. McDonnell, tax collector, Dr. Archbald Borough taxes for 1901, among others a county tax of 47 cents. The following postscript is given: "The collector must be promptly notified if any errors are made. A numbered receipt will be given if this is presented to the collector, P. J. McDonnell, collector." With the following notice on the back: "In every case where a mistake is made it will be corrected by the collector, if the collector's attention is called to it. The collector, not the paymaster, has a right to correct.")

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Mr. Gilroy calls this a statement. You received this as a receipt?—A. Yes, sir.

Q. As evidence of paying your taxes?—A. Yes, sir.

Q. Was it paid on the date of this receipt, November 15, 1901?—A. Yes, sir.

By Mr. GILROY:

- Q. You have paid other taxes, have you?—A. Yes, sir.
 Q. Did you ever get papers of that kind?—A. Yes, sir; lots of them.
 Q. But your other receipts are different?—A. They are the same.
 Q. All the other receipts presented here from your collector are of a different character?—A. All I received different was one.

MARTIN L. LANGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward and district?—A. The First Ward, First district.
 Q. Where were you born?—A. Dunmore.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district, of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in the First Ward, First district, of Archbald?—A. Two years in March.
 Q. That is coming March?—A. Yes, sir.
 Q. Lived continuously there for that time?—A. Yes, sir.
 Q. Been out of the ward since then?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 128, dated October 5, 1902, received of Martin Langan \$2.97, taxes for the year 1901, for the district of Archbald, First Ward, First district, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Paid it to whom?—A. Mr. McDonnell.
 Q. Do you remember when?—A. It is dated on the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Now, 12 o'clock m., January 29, 1903, hearing is adjourned until 1.30 o'clock p. m., same day, same place.
 Now, 1.30 o'clock p. m., January 29, 1903, pursuant to last adjournment, hearing is resumed.

JUSTUS BISHOP, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward?—A. First Ward, First district.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district, of Archbald.
 Q. What year did you come to the United States?—A. 1850.
 Q. You were how old?—A. Three years.
 Q. How long have you lived in Pennsylvania?—A. Well, I landed here in Archbald at that time.
 Q. How long have you lived in the First Ward, First district of Archbald?—A. I lived here since 1869.
 Q. Have you been living there continuously in that district since that time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 35, dated August 31, 1901; received of Justus Bishop \$83.78, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of \$11.14, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you pay it to McDonnell?—A. Yes, sir.
 Q. Paid it on or about the date of this receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.

- Q. Did you assist anybody marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you say you were born in Germany?—A. Yes, sir.
 Q. Have you ever had a naturalization paper?—A. No, sir.
 Q. Was your father a citizen of the United States?—A. Yes, sir.
 Mr. GILROY. We object to that and ask to have it stricken out.
 Q. Before you were 21 years old?—A. Yes, sir.
 Mr. GILROY. We move to strike that out.

RICHARD FOOTE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. December 20, 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward, First district, of Archbald?—A. All my life.
 Q. You have never been out of the ward?—A. No, sir.
 Q. Lived there at least two months prior to the election of 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 84, dated October 3, 1902; received of Richard Foote \$2.87, taxes for the year 1902, for the district of Archbald, First Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. You paid it to Mr. McDonnell?—A. Yes, sir.
 Q. Do you remember what date you paid it?—A. I paid it before I got the receipt.
 Q. When did you get the receipt?—A. On the date there.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you assist anyone marking their ballot?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

Now, January 29, 1903, — p. m., hearing is adjourned until January 30, 1903, at 9 o'clock a. m., to the same place.

Now, January 30, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

THOMAS DOUGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward?—A. Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. Fifty-five years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. I can't say exactly.
 Q. How old were you?—A. Between 4 and 5 years old.
 Q. How long have you lived in this State—Pennsylvania?—A. All my lifetime.
 Q. How long in the Second Ward of Archbald?—A. This last thirty-five or forty years.
 Q. In the Second Ward?—A. I lived all through Archbald.
 Q. How long in the Second Ward?—A. Thirty-five or forty years.
 Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Dougher, dated the 29th of September, 1897, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This paper was given to you?—A. Yes, sir.

Q. You presented yourself for it?—A. Yes, sir.

(Witness produces tax receipt No. 505, dated December 3, 1902; received of Thomas Dougher \$7.13, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of \$1.08, signed P. J. McDonnell, collector.)

Q. This is a duplicate tax receipt?—A. Yes, sir.

Q. You got an original receipt?—A. I paid it in two installments, and he gave me part the first, and then when I paid the other part he filled out the whole receipt.

Q. You paid it on the date of this?—A. Yes, sir.

Q. Did you have any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you assist anyone else marking their ballot?—A. No, sir.

Q. Have you any objection to telling us for whom you voted at that election for Congress?—A. I have objections.

By Mr. SICKLER:

Q. You notice this tax receipt is too late; is this the only one you have with you?—A. Yes, sir.

Q. Do you remember when you paid your tax before this?—A. Yes.

Q. When?—A. I paid it some—probably eight months before.

Q. That would have been last spring, would it?—A. Yes, sir; about that time.

Q. Do you remember what month it was?—A. No; I can't.

Q. Was there a county tax included?—A. County, State, and school is there, ain't it?

Q. Your other tax?—A. Yes; that is, too.

Q. Do you remember to whom you paid it?—A. To Mr. McDonnell.

Q. You paid it where?—A. In his house.

By Mr. GILROY:

Q. That is, you mean what you paid eight months before was the first payment on this tax?—A. Yes, sir.

Q. You didn't get the receipt at that time?—A. Yes; part receipt.

By Mr. SICKLER:

Q. Did you, during the year 1901, pay a tax also?—A. Yes, sir.

Q. Do you remember what month in 1901 it was you paid your tax?—A. I can't say.

Q. Can you say whether it was spring, summer, or fall?—A. I always pay mostly before election.

Q. You are sure you paid a tax?—A. Yes, sir.

Q. A county tax during the year 1901?—A. Yes, sir.

Q. To this same collector?—A. Yes, sir.

By Mr. GILROY:

Q. For all taxes you paid prior to this payment you received receipts?—A. Yes, sir.

Q. And have them?—A. Yes, sir.

JACOB LINDERMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald.

Q. What ward?—A. Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1852, the 24th of August.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. Since I was born.

Q. How long in the Second Ward of Archbald?—A. About nine or ten years.

Q. That is, previous to to-day?—A. Yes, sir.

Q. You have lived there continuously for that time?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 71, dated September 12, 1901; received of Jacob Lindernan \$7.72, taxes for the year 1901, for the Second Ward of Archbald, including a county tax of \$1.23, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to whom?—A. Mr. McDonnell.

Q. Do you remember when?—A. On that date.

Q. The date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Mark it yourself?—A. Yes, sir.

Q. Did you assist anybody else?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN DUFFY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. A good many years ago.

Q. How many years ago?—A. I am fifty-one years in this country.

Q. How old were you when you came?—A. I was 16, and I came the 18th of June, 1851.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. I am living fifty years there; I was one year away.

Q. What year was that?—A. Twenty years ago.

Q. How long have you lived in the Second Ward of Archbald?—A. All the time.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale to John Duffy, under the seal of the court, signed B. McFigue, clerk, dated the 23d of September, 1856.)

Witness produces tax receipt No. 479, dated April 12, 1902; received of John Duffy, sr., \$9.36, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$1.41, signed P. J. McDonnell, collector.)

Q. You paid this to Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when you paid it?—A. When that was got; on that date.

Q. April 12, 1902?—A. Yes, sir.

Q. You lost your original receipt?—A. I got all my receipts.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. No; Jim Philbin assisted me.

Q. Did you ask the consent of the board to have him assist you?—A. Yes, sir.

Q. What reason did you give to the board?—A. Well, because sometimes I would wear glasses, and I forgot them, and that place was kind of dark.

Q. You can read and write all right?—A. A little.

Q. How far do you live from the place?—A. Quite a ways.

Q. If you had glasses you could have marked it?—A. Yes, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. As I understand you, you told the board you wanted assistance because you didn't have your glasses, and therefore you could not see to mark the ballot, and you wanted some one to assist you?—A. Yes, sir.

By Mr. GILROY:

Q. What time of day did you vote? Was it morning?—A. I can't recollect; I think it was afternoon.

Q. You have full use of your hands?—A. Yes, sir.

JAMES KEARNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald.

Q. What ward?—A. The Second.

- Q. Where were you born?—A. Archbald.
 Q. When?—A. 1872.
 Q. What month?—A. October 6.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Second Ward of Archbald?—A. Since I was born.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Not out during the strike?—A. Yes, sir.
 Q. Where were you?—A. I was up at Buffalo.
 Q. Were you working there?—A. A short while.
 Q. When did you go there?—A. I went there in May and I come back in July.
 Q. What part of July did you come back?—A. Well, it was early in July, before the 4th.
 Q. You were working there?—A. I worked a short while there.
 Q. Who were you working for?—A. I worked at the cement works and at the harvester works at Batavia, N. Y.
 Q. Are you a married man?—A. Yes, sir.
 Q. When you were in Archbald you boarded with your parents?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Have you a State or county tax receipt?—A. No; I lost them.
 Q. Did you help anybody else mark their ballot that day?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Did you pay a tax during the year 1902?—A. No.
 Q. Or 1901?—A. Yes; I paid my tax in October; it was between the 16th and the 24th I paid that. I don't remember the date.
 Q. That was 1901?—A. Yes, sir.
 Q. Do you remember what tax that was, when it was assessed?—A. I paid \$2.
 Q. He kept the change?—A. I suppose.
 Q. Do you know when that was assessed? Was it assessed for 1900 or 1901 or 1899?—A. The tax I paid was for 1900.
 Q. Did you know what tax it was; did you look at the receipt and see what tax you paid?—A. School tax, State and county tax, and poor tax.
 Q. What State tax?—A. About 35 cents, I think.
 Q. What on?—A. Just on my occupation, \$50.
 Q. You paid State tax on your occupation?—A. Yes, sir.
 Q. You will swear you paid a State tax?—A. Certainly I will swear to that.
 Q. You are just as positive there was a State tax as you are there was a county tax?—A. Yes, sir.

By Mr. SICKLER:

- Q. When you went away to New York, did you intend to return?—A. I intended to stay there until the strike was over. I didn't stay there only four weeks.
 Q. That is to say, you went there for the purpose of finding temporary employment?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.
 Q. And you returned before the strike was over?—A. Yes, sir.

WILLIAM GILDEA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. Twenty-seven years ago.
 Q. You will be 27 when?—A. I am past 27.
 Q. Twenty-eight next birthday?—A. Yes; in March.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. I couldn't tell you; I lived in Colorado three or four years; I was 5 or 6 years old then.
 Q. You came back about when?—A. I came to Archbald, and then to Dunmore for eight or nine years.
 Q. When did you move to Dunmore, how long ago?—A. Fifteen years ago.
 Q. You have been in the State fifteen years?—A. Yes, sir.

- Q. When did you move from Dunmore to Archbald?—A. 1895.
 Q. Have you lived in the Second Ward ever since 1895?—A. Yes, sir.
 Q. Continuously for seven years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Ever have one assessed to you?—A. Not since I quit working in the mines.
 Q. When did you quit?—A. 1899.
 Q. Since that time they have not assessed you?—A. No, sir.
 Q. Did you have any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you help anybody else mark their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for the office of Congressman?—A. I voted the straight Democratic ticket.
 Q. Did you vote for Howell for Congress—you mean the Antimachine?—A. Yes, sir.
 Q. You didn't vote for Connell?—A. No; I voted for the straight Democratic ticket.
 Q. You voted for Howell?—A. Yes, sir.

By Mr. SICKLER:

- Q. Do you remember when you paid your last tax?—A. I could just remember I paid for 1890.
 Q. Do you remember what year you paid your last tax?—A. I don't know when it was.

JOHN GILROY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—Q. Archbald.
 Q. When?—A. July 4, 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in the Second Ward of Archbald?—A. I moved in and out—over a year the last time I was back.
 Q. When did you go back the last time?—A. About a year before the election.
 Q. It was at least a year before November 4, 1902?—A. Yes, sir.
 Q. Are you married?—A. I was.
 Q. You boarded at least a year in that ward?—A. Yes, sir.
 Q. You didn't go away during the strike?—A. No, sir.
 Q. You lived there continuously at least two months before this election?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 856, dated Archbald, Pa., 1902, Mr. John Gilroy to P. J. McDonnell, tax collector, Dr.—Archbald Borough taxes for the year 1901, as follows: Poor tax, 31; county tax, 46; total, 77, with the following postscript: "The collector must be promptly notified if any errors are made. A numbered receipt will be given if this is presented to the collector, P. J. McDonnell, collector.")
 Q. When did you get this?—A. It was stopped in the office.
 Q. Is this the only receipt you have?—A. I have three of them.
 Q. Just like this?—A. Yes, sir.
 Q. This is the last one you received?—A. Yes, sir.
 Q. Did you go to Mr. McDonnell for a numbered receipt?—A. No, sir.
 Q. This was kept out of your wages, 77 cents?—A. Yes, sir.
 Q. Do you remember when it was deducted?—A. I couldn't exactly tell you.
 Q. It was some time the last year?—A. Yes, sir.
 Q. You received this in your envelope?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Was your vote challenged?—A. No, sir.

By Mr. SICKLER:

Q. You received this as a receipt, as evidence of the payment of your taxes?—A. Yes, sir.

Q. Can you tell us about the month?—A. Well, no; I couldn't say positively.

Q. Can you tell about when?—A. It was something around December, around that.

Q. Are you sure it was not earlier than that?—A. I couldn't say.

Q. You would not say, then, that it wasn't in October?—A. I don't think it was in October.

Q. You would not swear that it wasn't in September?—A. I couldn't be positive.

By Mr. GILROY:

Q. But he generally puts them in about Christmas time, to be stopped?—A. Yes, sir.

MICHAEL DUFFY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1875.

Q. What part of 1875?—A. The latter part.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. Since I was born.

Q. How long in the Second Ward of Archbald?—A. All the time there; away in the summer time a couple of months.

Q. Where were you last summer?—A. New York State.

Q. When did you go away?—A. May.

Q. Came back when?—A. October.

Q. Came back shortly before the strike ended?—A. Yes, sir.

Q. Some time the latter part of October, 1902?—A. The first part of October.

Q. Are you a married man?—A. No, sir.

Q. You boarded with your parents?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 296, dated January 12, 1901, received of Michael Duffy, jr., \$2.78, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 35 cents, signed P. J. McDonnell, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when?—A. I can't exactly say when it was.

Q. Was it paid on the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Did you assist anybody else marking theirs?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Why did you go to New York State; was it on a pleasure trip?—A. Yes, sir.

Q. Of course you intended to return?—A. It depended on how I made out up there, and if the strike would be settled.

Q. You intended to return as soon as the strike was over?—A. Yes.

By Mr. GILROY:

Q. You went there for employment?—A. I went on a pleasure trip, and if I got employment I would stay there.

Q. You went up to see if you could better yourself there?—A. If I happened to get work I might have stayed there.

Q. That is, if you could have bettered yourself you would have stayed there in preference to returning here?—A. If I could get a nice position.

Q. If you liked the country you had nothing here would have brought you back—that is, if you could better yourself and you thought so, you would have stayed there?—A. Yes; I was around Syracuse and Buffalo.

By Mr. SICKLER:

Q. When you went to New York you didn't know anything about the employment there, whether it was good or not?—A. Not much.

Q. When you went away you intended to return?—A. When I left here I only left to visit first. If I happened to get a nice position I might have stayed.

Q. When you went away you intended to return?—A. I intended to return some time.

THOMAS P. MORAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you resided in Pennsylvania?—A. All my life.

Q. How long have you lived in the Second Ward of Archbald?—A. Since I can remember.

Q. Continuously?—A. Yes, sir.

Q. You were a resident there at least two months prior to this election of November 4, 1902?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 455, dated March 31, 1902, received of Thomas P. Moran \$8.22, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$1.25, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. This was assessed to you?—A. Yes, sir.

Q. Do you remember when, where, and to whom you paid it?—A. About that date to the collector.

Q. On the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else marking their ballot?—A. I don't think so.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PATRICK FUREY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1857.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1878.

Q. How long have you lived in Pennsylvania?—A. About eighteen years.

Q. You came immediately to this State?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Archbald?—A. About five years.

Q. Have you lived continuously there the last five years prior to this election?—A. Yes, sir.

Q. Not away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 26th of September, 1890, to Patrick Feury, under the seal of the court, signed J. H. Thomas, clerk.)

Q. These papers were issued to you?—A. Yes, sir.

Q. You received them yourself?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 235, dated December 27, 1901, received of Patrick Furey \$.98, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this to Mr. McDonnell?—A. Yes, sir.

Q. Did you pay it to some one for him?—A. I paid it to him.

Q. Do you remember that?—A. Yes, sir.

Q. Do you remember when you paid this?—A. Yes, sir.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Didn't show your ticket to anyone?—A. No, sir.
 Q. Did you put it in the box yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JAMES FITZPATRICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. Twenty-two years.
 Q. Have you lived there continuously for twenty-two years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax statement No. 707, dated February 5, 1901, Mr. Patrick Fitzpatrick to Mr. P. J. McDonnell, tax collector, dr. taxes for the year 1901, including a county tax of 99 cents, signed P. J. McDonnell, per Pat, with the following postscript: "A numbered receipt will be given if presented to the collector on the _____ date." On the back is the following: "In every case where a mistake is made it will be corrected by the collector if the collector's attention is called to it. The collector, not the paymaster, has the right to correct.")
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To P. J. McDonnell, the collector?—A. Yes, sir.
 Q. When did you pay it?—A. On the date of this receipt, February 5, 1901.
 Q. Received this as a receipt to be evidence of the payment of your taxes?—A. Yes, sir.

By Mr. GILROY:

- Q. Where did you pay that tax?—A. Paid it to the collector.
 Q. Or was it stopped?—A. No, sir.
 Q. He gave you that receipt, or did his son give you that?—A. I am not sure about that. I believe I sent my little girl down for the receipt.
 Q. You work in the mines?—A. Yes, sir.
 Q. You work by numbers?—A. Yes, sir.
 Q. Is your number 117?—A. Yes, sir.
 (Receipt or statement contains the number 117 on it.)

By Mr. SICKLER:

- Q. You would not be positive that it was not stopped at the office?—A. No; this wasn't stopped.
 Q. You received that as a receipt?—A. Yes, sir.

MICHAEL KINNEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archibald.
 Q. What ward?—A. The Second.
 Q. Where were you born?—A. Archibald.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. All my life.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Ever been out to work?—A. No, sir.
 Q. Always been in the ward?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 426, dated March 8, 1902, received of Michael Kinney \$7.55, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$1.14, signed P. J. McDonnell, collector.)
 Q. When did you pay this tax?—A. I suppose the date is there.
 Q. There is a date here, March 8, 1902; did you pay it on that date?—A. Yes, sir.
 Q. Payment all made at once?—A. Yes, sir.
 Q. On the reverse of this is an account between the tax collector, February 10, 1902, paid \$2; March 2, 1902, \$4; balance, \$6; paid then December 5, 1902, the balance, \$1.55; total, \$7.55. You paid this in installments?—A. Yes, sir.
 Q. And the last payment was December 5, 1902, of \$1.55?—A. Yes, sir.
 Q. And December 5, 1902, you received this receipt?—A. Yes, sir.
 Q. Although this date is March 8, 1902, when you made your first payment?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You went into the booth yourself?—A. Yes, sir.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I voted for Howell.

By Mr. SICKLER:

- Q. Is this the only receipt you have with you?—A. That is all.
 Q. Did you pay a State or county tax during the year 1901?
 Mr. GILROY. We object to that.
 A. I paid that; that is all I thought I had to pay.
 Q. But I am asking you about the year before?—A. Yes, sir.
 Q. To whom did you pay that tax?—A. McDonnell.
 Q. Do you remember about when?—A. I don't; I paid it in installments the same as that.
 Q. Do you remember where you paid it?—A. At the house.

JOHN MORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. June 24, 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Thirty-six years, a little over.
 Q. All your life?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Archbald?—A. All my life.
 Q. Have you ever moved out of the ward?—A. Never in my life.
 Q. Have you a State or county tax receipt?—A. I haven't my tax receipt here; I paid tax two years previous to October 4, 1902.
 Q. What tax did you pay?—A. All taxes that a laboring man is supposed to pay, without having property.
 Q. All the taxes were assessed to you?—A. Yes, sir.
 Q. When did you pay it, do you remember?—A. I paid it some time in 1901; I couldn't tell you the date.
 Q. Do you know the taxes for which you were assessed and paid?—A. There was 12 cents percentage; my taxes were altogether \$2.45.
 Q. You paid it to whom?—A. It was stopped in the office.
 Q. Do you know who stopped it?—A. I got a statement from the collector, Mr. McDonnell.
 Q. He stopped it during the year 1901?—A. Yes, sir.
 Q. You got a receipt at the time?—A. Yes, sir; I got a statement.

- Q. Didn't get a receipt?—A. I got numbered receipts, but they were destroyed.
- Q. Did you make a search for the receipts after you were subpoenaed?—A. Yes; last night.
- Q. Did you go to see the collector to get a duplicate receipt?—A. No, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anybody else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Can you tell us about what month it was you paid that tax?—A. I think it was about in December.
- Q. 1901?—A. It was either December or November.
- Q. Was there a State or county tax?—A. There was a county tax; there was no State.

PATRICK JUDGE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
- Q. What ward?—A. Second Ward.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. About 37 years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. The same time.
- Q. Never out of the ward?—A. No, sir.
- Q. Never lived out?—A. I did a while.
- Q. When was that?—A. About 14 years ago.
- Q. Moved back then, did you?—A. Yes, sir.
- Q. Have been there the last time how long?—A. Right along since.
- Q. 15 years?—A. I was up for a year.
- Q. 15 years ago?—A. Yes, sir.
- Q. You have been living there for 15 years?—A. Yes; all my life except a year.
- Q. Have you a State or county tax receipt?—A. I have none with me now; I have this year's.

(Witness produces tax receipt No. 594, dated January 15, 1903, received of Patrick Judge 30 cents, taxes for the year 1901 as county tax, P. J. McDonnell, collector, Second Ward, Archbald.)

- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anybody else?—A. I have enough to mark my own.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. Yes, sir.
- Q. Did you pay a tax during the year 1901?—A. Yes; right along.
- Q. Do you remember what time you paid that tax for 1901?—A. I couldn't keep track of that.
- Q. Can you tell us about the date?—A. No; I can't keep track of that.
- Q. You don't remember about the month it was?—A. No.
- Q. Was there a county tax included?—A. That is all paid.
- Q. I mean for the borough?—A. Yes, sir.

By Mr. GILROY:

- Q. Do you remember how much you paid the year before?—A. 30 cents.
- Q. Do you remember when it was assessed?—A. That don't make no difference.
- Q. If you paid any in 1901 it was for 1900?—A. I don't know what it was.
- Q. You don't remember when you paid it?—A. No, sir.
- Q. Whenever you met the collector you would pay him?—A. He would tackle me for it.
- Q. Did he give you a receipt?—A. Yes, sir.
- Q. You don't know the date?—A. No, sir.
- Q. You would not want to go on record as to when you paid that tax?—A. No, sir.

EDWARD KEARNEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald, Second Ward.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Thirty-two years.
 Q. How long in the Second Ward of Archbald?—A. Thirty-two years.
 Q. Continuously there for thirty-two years?—A. Yes, sir.
 Q. Did you ever move out of the ward?—A. No, sir.
 Q. Ever live out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. I lost them.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Have you a State or county tax paid within two years to the election of last fall?
 Mr. GILROY. We object to the question.
 A. I can't rightly tell when I did pay them.
 Q. You are ready to say you paid a tax?—A. Yes, sir.
 Q. Was it paid at least a month before the election; that is, previous to October 4, 1902?—A. I can't rightly tell.
 Q. Did you pay a State or county tax during the year 1901?—A. I couldn't swear to it.
 Q. You paid your tax every year, did you?—A. Every year; yes.
 Q. Well, then, you must have paid during 1901?—A. I suppose.
 Q. Do you remember about what time of the year you paid it?—A. No, sir.
 Q. To whom did you pay it?—A. Patrick McDonnell.

By Mr. GILROY:

- Q. You would not want to go on record and swear positively as to the time you paid this tax, either day, month, or year?—A. No, sir.
 Q. Or as to what taxes you paid?—A. No, sir; my tax was \$2.40.
 Q. You know you paid a certain amount; you would not want to go on record as to what it was?—A. There was a school tax and, I suppose, a county tax.
 Q. Was there a State tax?—A. I don't think there was.
 Q. You haven't seen this receipt for a couple of years?—A. I haven't seen it since I got it; I wouldn't even look at the date.
 Q. It must have been three years ago you saw this tax receipt?—A. Not three years ago.

By Mr. SICKLER:

- Q. You would not want to say it was less than two years ago?—A. No, sir.
 Q. You are willing to swear you paid your tax every year?
 Mr. GILROY. We object to that.
 A. I am not going to swear I paid my taxes.
 Now, 12 o'clock m., January 30, 1903, hearing is adjourned until 1.30 o'clock p. m., same day.
 Now, 1.30 o'clock, January 30, 1903, pursuant to the last adjournment, hearing is resumed.

ROBERT MCGOVERN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Jermyn.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Jermyn.
 Q. How long have you lived in Pennsylvania?—A. About twenty-nine years.

- Q. How long in the Third Ward of Jermyn?—A. About twenty-seven years.
 Q. Continuously for that time?—A. Yes, sir.
 Q. Been away to work?—A. Been away during the strike.
 Q. Where were you?—A. Susquehanna County, Pa.
 Q. When did you go there?—A. I couldn't tell you the date; I was here on and off every couple of weeks or so.
 Q. Are you a married man?—A. No, sir.
 Q. What were you working at there?—A. Stonework.
 Q. Boarding there?—A. Yes, sir.
 Q. When did you quit to come to Jermyn?—A. About August, the latter end.
 Q. Were you here before September?—A. I think so.
 Q. Were you here before the 4th of September?—A. I think I was.
 Q. Are you positive of that?—A. Yes; I am.
 Q. And that you remained here from that time until the present without being away; you were here continuously two months prior to this election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 402, dated March 13, 1901, received of Robert McGovern \$2.55, taxes for the year 1901 for the district of Jermyn, Third Ward, including a county tax of 45 cents, signed John Avery, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John Avery.
 Q. Do you remember when you paid it?—A. There.
 Q. Did you pay it on the date of this receipt?—A. Yes, sir.
 Q. When you paid it you got this receipt?—A. Yes, sir.
 Q. It wasn't dated back?—A. Well, I lost it, and I got that one instead.
 Q. Do you remember the date of the other receipt, it was the same date?—A. Yes, sir.
 Q. When did you get this receipt?—A. Wednesday.
 Q. Last Wednesday?—A. Yes, sir.
 Q. You paid this tax?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you go to the collector and get that receipt?—A. Yes, sir.
 Q. Did he refer to his books?—A. She did; it was a lady.
 Q. Do you know who she was?—A. His daughter.
 Q. She referred to the books and then gave you that receipt?—A. Yes, sir.
 Q. When you went to Susquehanna County you didn't intend to stay there?—A. No, sir.

P. M. O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. On the 20th of December, 1840.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. 1847; when I was 6 years old.
 Q. Been in Pennsylvania ever since?—A. Yes, sir.
 Q. You have lived continuously in that ward how long?—A. Fifty-seven years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale, Pa., to Patrick O'Boyle, dated the 19th of May, 1863, under the seal of the court.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 45, dated March 29, 1901, received of Patrick M. O'Boyle \$11.30, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.67, signed P. J. McDonnell, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You weren't challenged?—A. No, sir.
 Q. Did not file an affidavit?—A. No, sir.

MICHAEL F. GAUGHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1872.
 Q. What date?—A. 22d of November.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long have you lived in the Second Ward of Archbald?—A. All my life.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Never worked away?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 387, dated February 15, 1902, received of Michael Gaughan \$1.98, taxes for the year 1901 for the district of Archbald Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. McDonnell?—A. Yes, sir.
 Q. When and where?—A. In the house, I think.
 Q. What time did you pay it?—A. The date of the receipt, it must be.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

P. F. FARRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. United States.
 Q. When?—A. 1857.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, Second Ward.
 Q. How long have you lived in the United States?—A. Pretty nearly all my life.
 Q. How long in Pennsylvania?—A. Over twenty-five years.
 Q. How long in the Second Ward of Archbald?—A. Over twenty-five years.
 Q. Have you lived continuously there for twenty-five years?—A. No, sir; I was seven years out of it.
 Q. What seven years?—A. Here in Mayfield.
 Q. When did you move back to Archbald?—A. I couldn't tell exactly.
 Q. How long ago, about, have you been back there?—A. Five years.
 Q. You lived there in the Second Ward five years years continuously?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. What place were you born in the United States?—A. New Haven, Conn.
 Q. Have you a State or county tax receipt?—A. I have lost my tax receipt—county tax receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Mark it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Do you remember when you paid the last tax?—A. Last year.
 Q. 1902?—A. 1901; I paid tax for 1901.
 Q. It was assessed for 1901?—A. Yes, sir.

- Q. Paid it in the year 1901?—A. Yes, sir.
 Q. What part of the year did you pay that?—A. I paid it in two parts. Before the strike I paid one part, and since we went to work I paid the other part.
 Q. That is 1902?—A. Yes, sir.
 Q. You made a partial payment?—A. Yes, sir.
 Q. After the strike you paid the last part and got your receipt?—A. I didn't get the receipt.
 Q. You paid the tax, all of it?—A. Yes, sir.
 Q. How long after you went to work did you pay the last part of it?—A. Two weeks ago.

By Mr. SICKLER:

- Q. Do you remember you stated in the year 1901?—A. I made a mistake.
 Q. You meant 1902, did you?—A. Yes, sir.
 Q. When did you pay your tax during 1901?—A. I couldn't tell you.
 Q. Did you pay tax?—A. I can't remember that.
 Q. Are you prepared to say whether you paid a tax during the year 1901?—A. Shure.
 Q. You did pay a tax?—A. Yes, sir.
 Q. Was it State or county?—A. The whole taxes—poor and every other tax.

By Mr. GILROY:

- Q. You can't say when you paid tax?—A. No, sir.

WILLIAM DOUGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Second Ward of Archbald.
 Q. When?—A. 1872, October 24.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. I am living there thirty-two years.
 Q. How long in the Second Ward of Archbald?—A. Thirty two years.
 Q. Born in Archbald?—A. Yes, sir.
 Q. Never changed your residence?—A. No, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 217, dated January 2, 1901, received of William Dougher \$2.47, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. Your money paid this tax?—A. Yes, sir.
 Q. It was stopped out of your wages?—A. Yes, sir.
 Q. You received this in your envelope?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Show your ballot to anybody?—A. No, sir.
 Q. Put it in the box yourself?—A. No; handed it to the officer of the board.
 Q. Which one did you hand it to?—A. To the man who was standing there; I forget who he was.
 Q. Do you know whether he was an officer of the board?—A. Yes.
 Q. How do you know that?—A. Patrick Mahon.
 Q. You know he was an officer of the board?—A. Yes, sir.
 Q. You saw him put it in?—A. I never left there until he put it in.
 Q. You were not challenged?—A. No, sir.
 Q. Did you assist anybody marking their ballot?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANTHONY CURRAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. All my life.
 Q. You never moved out of the ward?—A. No, sir.
 Q. Lived there at least two months prior to the election held November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 210, dated December 23, 1901, received of Anthony Curran \$2.97, taxes for the year 1901, Second Ward of Archbald, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.
 Q. You paid it all at once?—A. Yes, sir.
 Q. At what time?—A. December 23.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody marking their ballots?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

Now, January 30, 1903, p. m., hearing is adjourned until January 31, 1903, at 9 o'clock a. m., at the same place.

Now, January 31, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing is evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

DANIEL ATKINSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. It must be something like seventy-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. 1842.
 Q. How long have you lived in this State, Pennsylvania?—A. I lived all my time since I landed in America.

Q. How long have you lived in the Second Ward of Archbald?—A. From 1860; that is forty-two years.

Q. You lived continuously there for forty-two years?—A. Yes, sir.

Q. Have you a naturalization paper with you?—A. I have.

(Witness produces naturalization certificate issued out of the court of common pleas of Carbon County, at Mauch Chunk, Pa., to Daniel Atkinson, dated the 29th of September, 1851, signed D. Baumann, prothonotary, under the seal of the court.)

Q. These papers were issued to you?—A. Yes, sir.

(Witness produces tax receipt No. 86, dated September 10, 1901, received of Daniel Atkinson \$16.12, taxes for the year 1901, for the Second Ward of Archbald, including a county tax of \$2.51, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.
 Q. And you lost the receipt?—A. I couldn't find it.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You went to the tax collector for this duplicate?—A. Yes, sir.

Q. He referred to his books before he gave it to you?—A. I don't know; he said he would bring me one; I didn't go the house; he was passing by my house.

WILLIAM F. BRENNAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Carbondale.

- Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Second Ward of Archbald?—A. Twenty-three years.
 Q. Continuously there?—A. Yes, sir.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 635, dated September 18, 1901, received of William F. Brennan \$9.80, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.44, signed P. J. McDonnell, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Do you remember when you paid it?—A. I forget; it tells there.
 Q. Was it September, 1901?—A. Yes, sir.
 Q. Not 1900?—A. No, sir.
 Q. You paid this to McDonnell, the collector?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Did you help anybody else mark their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did not swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. That receipt is just as you received it?—A. Yes; just as I received it.

EDWARD CRAIG, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I come to this country when I was 9 years old.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I don't know; I can't recollect; I went to vote; I can't recollect the date.
 Q. This was the election last fall.—A. I believe I did vote.
 Q. You voted in the Second Ward of Archbald, if you voted?—A. Yes, sir.
 Q. How long have you lived in Pennsylvania?—A. Ever since I was a boy.
 Q. How long in the Second Ward of Archbald?—A. About fifty years.
 Q. You have lived there continuously for fifty years?—A. Yes, sir.
 Q. How long in the Second Ward of Archbald?—A. I mean in the Second Ward.
 Q. Those are your tax receipts, are they?—A. Yes, sir.
 Q. This is your naturalization paper?—A. They were renewed.
 (Witness produces duplicate naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, late the mayor's court of the city of Carbondale, for the term of October, 1856, to Edward Craig, certified from the records on the 20th day of February, 1882, W. G. Daniels, clerk. Witness produces tax receipt No. 894, dated February 19, 1902, received of Edward Craig \$6.35, taxes for the year 1899 for the district of Archbald, Second Ward, including a county tax of 96 cents, signed P. J. McDonnell, collector.)
 Q. This is a duplicate receipt?—A. Yes; I lost my other, and I went to the collector and got that.
 Q. When did you get this?—A. I got it yesterday.
 Q. He has it dated February 17, 1902; that is about a year ago.—A. I told my little boy to have McDonnell give me a duplicate.
 Q. Do you remember when you paid this tax? This is assessed for 1899.—A. I paid the tax regularly, like every other man.
 Q. This tax receipt looks as if you paid your 1899 tax last year.—A. I paid my tax regularly; I have my old receipts in the house for every year, and I couldn't find them.
 Q. You don't remember when you paid your 1899 taxes?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Did you help anybody else mark their ballot?—A. Never.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Did you go for this receipt yourself?—A. No, sir; I sent my boy.
Q. And he returned with this?—A. Yes, sir.

PATRICK CORCORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. I live in Archbald, Second Ward.
Q. Where were you born?—A. I was born in Ireland.
Q. When?—A. It is quite a while ago.
Q. Do you remember how many years ago?—A. I don't exactly remember; I am old enough to vote.
Q. How old are you, about?—A. Maybe 52.
Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
Q. Where did you vote?—A. Second Ward of Archbald.
Q. What year did you come to the United States?—A. I came here in 1863.
Q. Landed in New York?—A. Yes, sir.
Q. When did you come into this State?—A. The 19th day—as soon as the train could bring me here.
Q. How long in the Second Ward of Archbald?—A. Since I come into the State; once in a while I would work outside of it.
Q. You lived at least two months prior to this election in the Second Ward of Archbald?—A. I am all the time living in it.
(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Patrick Corcoran, dated the 21st of June, 1886, under the seal of the court, W. G. Daniels, clerk. Witness produces tax receipt No. 492, dated April 21, 1902, received of Patrick Corcoran \$6.65, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of \$1.01, signed P. J. McDonnell, collector.)
Q. You paid this yourself?—A. Yes, sir.
Q. You paid it to Mr. McDonnell?—A. Yes, sir.
Q. You paid it about the time or the date of the receipt?—A. Yes, sir.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. In the booth alone?—A. Yes, sir.
Q. Anybody with you?—A. No, sir.
Q. Nobody challenged you?—A. No, sir.
Q. You didn't swear in your vote?—A. No, sir.
Q. Did not file an affidavit?—A. No, sir.

MICHAEL COLEMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
Q. Where were you born?—A. Archbald.
Q. When?—A. I am going on 45.
Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
Q. Where did you vote?—A. Second Ward of Archbald.
Q. How long have you lived in the State of Pennsylvania?—A. Ever since I was born.
Q. How long in the Second Ward of Archbald?—A. Always lived there.
Q. Never moved out of the ward?—A. No, sir; always lived there.
Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces duplicate tax receipt, No. 436, dated March 11, 1901, received of Michael Coleman \$9.21, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of \$1.36, signed P. J. McDonnell, collector.)
Q. Did you pay this tax yourself?—A. Yes, sir.
Q. This is a duplicate tax receipt?—A. Yes, sir.
Q. Why did you get a duplicate receipt?—A. I got that when I was paying my taxes.
Q. Did you get it at that time?—A. Yes, sir.
Q. Who marked over it "Duplicate." That is what you had the other receipt. What did you do with that?—A. I couldn't find it.
Q. And then you went back for this receipt?—A. Yes, sir.
Q. When did you get this?—A. Since I have been subpoenaed.
Q. You lost your other receipt?—A. Yes, sir.

- Q. You think you paid it March 11, 1901?—A. Yes, sir.
 Q. He looked at his books to see the date?—A. Yes, sir.
 Q. You paid this county tax March 11, 1901?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.

THADDEUS CARLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in the United States? When did you come here?—A. Eighteen years ago.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long in the Second Ward of Archbald?—A. All the time.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Not away during the strike?—A. A little while, about a week or two.
 Q. Where were you?—A. In New York State.
 Q. In Buffalo?—A. Yes, sir.
 Q. Do you remember when you went away?—A. It was in June.
 Q. You came back when?—A. In the same month.
 Q. Were you working up there?—A. Certainly, I was.
 Q. Are you a married man?—A. I don't think I have to answer those questions.
 Q. Were you boarding up there?—A. Yes; certainly I was, if I was working up there.
 Q. Are you a married man?—A. No, sir.
 Q. When did you get back, in June?—A. Yes, sir.
 Q. You were working up there?—A. Yes, sir.
 Q. Where did you come back to?—A. The Second Ward of Archbald.
 Q. You voted there?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Teddy Carling, dated the 12th of January, 1898, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. You presented yourself for this?—A. Yes, sir.
 Q. You appeared before the judge and answered all the questions, did you?—A. Yes sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 304, dated January 5, 1902, received of Teddy Carling \$2.05, taxes for the year 1901, for the Second Ward of Archbald, including a county tax of 31 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Where did you pay it?—A. In the company office.
 Q. It was stopped on you?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. You received this in your envelope?—A. Yes, sir.
 Q. In lieu of \$2.05 that was coming to you as wages?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Did you put your ballot in the box yourself, or hand it to an officer?—A. I handed it to an officer of the board.
 Q. To whom did you hand it?—A. Mr. Mahon.
 Q. Was he an officer of the board?—A. I guess so.
 Q. What officer was he?—A. The judge, I guess.
 Q. Did he put it in the box himself?—A. I guess so.
 Q. Did you see him put it in?—A. I guess so.
 Q. Are you sure of that?—A. I am perfectly sure.

- Q. You didn't see him put it in?—A. I suppose it was his right to put it in.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. In regard to your going to New York State, was it for the purpose of finding temporary employment up there?—A. Yes, sir.
 Q. When you went away you intended to return as soon as the strike was over?—A. Yes, sir.
 Q. You say the judge put the ballot in the box—A. I think so.
 Q. You think he put it right in immediately?—A. Yes, sir.

By Mr. GILROY:

- Q. For whom did you vote for the office of Congress?—A. I voted the straight Democratic ticket.

MICHAEL CORCORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Always.
 Q. How long in the Second Ward of Archbald?—A. Always.
 Q. Have you moved out of the ward at any time?—A. A little while.
 Q. When?—A. During the strike, in June.
 Q. Were you working in New York State?—A. Yes, sir.
 Q. In Buffalo?—A. Yes, sir.
 Q. Were you working there?—A. Yes, sir.
 Q. You are not a married man?—A. No, sir.
 Q. When did you come back?—A. In the same month.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 780, dated November 1, 1901, received of Michael Corcoran \$2.08, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 32 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this tax yourself?—A. It was stopped on me.
 Q. Do you remember when it was stopped?—A. No; I don't remember.
 Q. This is a duplicate tax receipt?—A. Yes, sir.
 Q. The original receipt you lost?—A. Yes, sir.
 Q. When did you get this?—A. This morning.
 Q. Where did you get it?—A. From the tax collector.
 Q. Meet him at the store?—A. Yes, sir.
 Q. What store did you meet him?—A. Bishop's store.
 Q. You say you met him there and told him you had paid your tax and had lost your tax receipt and wanted a new one, and he sat down and wrote this receipt?—A. Yes, sir.
 Q. Did he have his books with him?—A. He had the books with him.
 Q. What books did he have?—A. He had one of the books with him.
 Q. Do you know whether he referred to any taxes you had paid?—A. I don't know.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. He referred to his books before he gave you this receipt?—A. Yes, sir.
 Q. In regard to your going to New York State in June, was it for the purpose of finding temporary employment you went there?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.
 Now, January 31, 1903, at 12 o'clock M., hearing is adjourned until 1.30 o'clock p. m., same day.

Now, January 31, 1903, at 1.30 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

PATRICK CONNORS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I don't know the date.
 Q. How many years ago?—A. About thirty-six years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. I don't remember now.
 Q. How old were you?—A. I was between 17 and 18.
 Q. How long have you been in Pennsylvania, this State?—A. I came here then.
 Q. How long have you lived in the Second Ward of Archbald?—A. About sixteen years.
 Q. Have you lived continuously in that ward?—A. I was awhile in Philadelphia.
 Q. When was that?—A. Twelve years ago.
 Q. Since then you have been in the Second Ward of Archbald continuously?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 2d of October, 1891, to Patrick Connors, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. These papers were issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated April 26, 1902, received of Patrick Connors, \$5.45 taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax in full, P. J. McDonnell, collector.)
 Q. To whom did you pay this tax?—A. Mr. McDonnell, the tax collector.
 Q. Do you remember when you paid it?—A. Yes, sir.
 Q. When was it?—April 26, 1902, for 1901.
 Q. Was this the only receipt you received?—A. That is the last one I got.
 Q. He didn't give you a regular receipt?—A. I don't know how about that; I think there was some mistake.
 Q. Do you remember where you were when you paid him this?—A. I was in the First Ward, where I met him.
 Q. He pulled out a receipt and gave you this?—A. Yes, sir.
 Q. I suppose he didn't have his regular receipt book with him?—A. I don't know that.
 Q. Do you know what taxes you paid?—A. Yes, sir.
 Q. Which ones were they?—A. I think it is \$5.45.
 Q. Do you know whether there was a State or county tax in this?—A. Everything is included in that.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN MUNLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
 Q. What ward?—A. The Second Ward.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Born in it.
 Q. How long have you lived in the Second Ward of Archbald?—A. Perhaps twenty-six years.

- Q. Continuously for that time?—A. Yes, sir.
 Q. Have you ever moved out of the ward?—A. No, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 614, dated November 15, 1901, received of John Munley \$2.08, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 32 cents, signed P. J. McDonnell, collector.)
 Q. When did you pay this tax?—A. The 15th of November, 1901.
 Q. To whom did you pay it?—A. The tax collector.
 Q. Where?—A. Down in his house.
 Q. Did you receive this receipt November 15, 1901?—A. Yes, sir.
 Q. You had it in your possession ever since?—A. Yes, sir.
 Q. How many receipts did you get for the payment of this tax?—A. One.
 Q. Is this the only one?—A. I got another one; I lost it; that is a duplicate.
 Q. When did you get a duplicate?—A. To-day.
 Q. Did you get this duplicate at his house?—A. Yes, sir.
 Q. How did he come to make it November 15, 1901?—A. I don't know.
 Q. You told him you had lost the receipt?—A. Yes, sir.
 Q. Did he refer to any book?—A. No, sir; he did not.
 Q. He just put November 15, 1901, as being the approximate time you paid the last taxes?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for the office of Congress?—A. I don't think I have to.
 Q. Have you any objection? If you have, say so.—A. I voted for Congress.
 Q. Have you any objection to saying for whom?—A. Yes, sir.

By Mr. SICKLER:

- Q. Did you go for this duplicate yourself?—A. Yes, sir.
 Q. Applied to the collector for it?—A. Yes, sir.
 Q. Were you there all the while until you got it?—A. Yes, sir.
 Q. Are you sure he didn't look at his books?—A. I didn't pay much attention to it. You know I lost it.
 Q. You knew you had paid it?—A. Yes, sir.
 Q. So you would not say that he did not look at his books?—A. I couldn't say. He had his book there, and he went to work and wrote it out.
 Q. As I understand you, he had his book before him?—A. He had his books there. I didn't pay much attention to it.

ANTHONY KANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1863, I was born.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward, First district, of Archbald.
 Q. What year did you come to the United States?—A. Seventeen or eighteen years ago.
 Q. How long have you lived in this State, Pennsylvania?—A. Since then; since 1883.
 Q. You never lived in any other State?—A. No, sir.
 Q. How long have you lived in the First Ward, First district, of Archbald?—A. Going on twelve years.
 Q. Have you lived there continuously for twelve years?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Anthony Kane, dated the 2d of October, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. These papers were granted to you?—A. Yes, sir.
 Q. You went to Scranton and received them?—A. Yes, sir.
 Q. You went before the judge?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 389, dated February 15, 1902, received of Anthony Kane \$2.97, taxes for the year 1901, for the First Ward of Archbald, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. It was assessed to you, was it?—A. Yes, sir.

Q. To whom did you pay it?—A. McDonnell.

Q. Do you remember when?—A. February 15th.

Q. You paid it on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Now, January 31, 1903, p. m., hearing is adjourned until February 2, 1903, at 9 o'clock a. m., same place.

Now, February 2, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds's Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

Now, February 2, 1903, at 12 o'clock, noon, no witnesses having appeared, hearing is adjourned until 1.30 o'clock p. m., same day.

Now, February 2, 1903, at 1.30 o'clock p. m., pursuant to last adjournment, hearing is resumed.

BRIAN CONNOR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. I can't tell you.

Q. How many years ago?—A. Something about forty-one.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1881.

Q. You landed in New York?—A. Philadelphia.

Q. How long have you lived in this State?—A. I am in this State since then.

Q. You have never been out of the State to live?—A. No, sir.

Q. How long have you lived in the Second Ward of Archbald?—A. Since 1882.

Q. Have you lived continuously in that ward since 1882?—A. Yes; I haven't moved out since.

Q. Have you been away to work?—A. I did work a few months in Scranton.

Q. When was that?—A. Sixteen years ago.

Q. Since that time you have lived continuously in the Second Ward of Archbald?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Brian Connor, dated the 6th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. These papers were given to you?—A. Yes, sir.

Q. You presented yourself in the court?—A. Yes, sir.

Q. And received this paper from the prothonotary yourself?—A. Yes, sir.

(Witness produces tax receipt No. 169, dated November 25, 1901, received of Brian Connor \$7.43, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of \$1.13, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. McDonnell.

Q. When did you pay it?—A. I can't exactly say the date.

Q. Did you pay it on the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Were you in the booth alone?—A. Yes, sir.

- Q. You didn't show anybody your ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

ANTHONY BARRETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Carbondale.
 Q. When?—A. I don't know as I can give the date.
 Q. How many years ago?—A. Forty years ago.
 Q. Where do you live?—A. Archbald, Second Ward.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, Second Ward.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. Never out of it to live?—A. No, sir.
 Q. How long have you lived in the Second Ward of Archbald?—A. Probably forty years.
 Q. Lived there continuously forty years?—A. Yes, sir.
 Q. Never moved out of it in forty years?—A. Probably two years in all my lifetime.
 Q. What years were they?—A. 1876 and 1877.
 Q. Since that time you have lived there continuously?—A. Yes.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 506, dated May 1, 1902, received of Anthony Barrett \$2.97, taxes for the year 1901 for the Second Ward of Archbald, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. McDonnell.
 Q. Where?—A. In his own house.
 Q. When?—A. I can't give the date when.
 Q. Was it the day upon which the receipt is dated?—A. It must be.
 Q. You didn't pay your taxes in installments?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Were you in the booth alone?—A. No, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE READY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Third Ward of Archbald.
 Q. When?—A. About twenty-three years ago.
 Q. When were you twenty-three?—A. Last October.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Twenty-three years.
 Q. All your life?—A. Yes, sir.
 Q. How long in the Third Ward of Archbald?—A. Twenty-three years.
 Q. Have you lived continuously in the Third Ward of Archbald?—A. Yes, sir.
 Q. Been away to work during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, duplicate, No. 618, dated October 28, 1901, received of George Ready \$1.97, taxes for the year 1901 for the district of Archbald, Third Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. When were you twenty-two years old?—A. The 13th of October—twenty-three last October.
 Q. Is this the first tax you ever paid?—A. Yes, sir.
 Q. You were twenty-two when this tax was paid, October 28, 1901?—A. The assessment was in time.
 Q. Do you remember when you paid this?—A. October.
 Q. To whom did you pay it?—A. McDonnell, the collector.
 Q. This is a duplicate?—A. Yes, sir.

- Q. Where is your original receipt?—A. I lost it.
 Q. When was this duplicate made out?—A. To-day.
 Q. When was it made, and where?—A. The tax collector's house.
 Q. In his house?—A. Yes, sir.
 Q. You went there and inquired when and where your taxes had been paid?—A. Yes, sir.
 Q. What did he say?—A. He just wrote it out and said they were paid; he had it in his book.
 Q. Did he refer to his book before he gave you this duplicate?—A. Certainly.
 Q. You paid this tax October, 1901—two years ago?—A. Not quite; a year ago last fall.
 Q. Did you receive any assistance marking your ballot?—A. No; I didn't need any.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballots?—A. Yes.
 Q. Whom did you assist?
 Mr. SICKLER. We object to that question.
 A. I refuse to answer that question.
 Q. Had you voted when this man asked you for assistance?—A. Yes, sir.
 Q. You went into the polls and marked his ballot for him, or did he mark it himself, under your instructions?
 Mr. SICKLER. We object to that.
 A. He marked it himself.
 Q. He marked it under your instructions; you told him where to mark it?—A. I won't answer that question until I am compelled to.
 Q. Were you challenged at this election?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Now, February 2, 1903, p. m., hearing is adjourned until February 3, 1903, at 9 o'clock a. m., same place.

Now, February 3, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Edmunds Assembly Hall, Jermyn, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

JOHN A. DOUGHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1851.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Fifty-one years.
 Q. All your life?—A. Yes, sir.
 Q. How long in the Second Ward of Archbald?—A. About twenty-one years.
 Q. How long—continuously there in that ward?—A. Yes, sir.
 Q. Have you never moved out of the ward in twenty-one years?—A. No, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 264, dated January 15, 1902; received of John E. Dougher \$2.05, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 31 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this tax yourself?—A. It was stopped.
 Q. At the mines?—A. Yes, sir.
 Q. You received this receipt in lieu of other money due you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anybody else marking their ballot?
 Mr. SICKLER. We object to that question.
 A. No, sir.
 Q. You marked your ballot yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS MELVIN, Sr., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. New York City.
- Q. When?—A. Seventy-three years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in this State?—A. All my life, except three months.
- Q. How long in the Second Ward of Archbald?—A. Three years.
- Q. Continuously for three years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 450, dated March 27, 1902; received of Thomas Melvin, sr., 76 cents, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 12 cents, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. McDonnell?—A. My wife did.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Was your vote challenged?—A. No, sir.
- Q. You didn't swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

WILLIAM MYERS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
- Q. Where were you born?—A. First Ward, First district of Archbald.
- Q. How many years ago?—A. Thirty-four years past.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. The First district, First Ward of Archbald.
- Q. How long have you resided in Pennsylvania?—A. Since I was born.
- Q. How long in the First Ward of Archbald?—A. The same time.
- Q. Did you ever move out of the ward?—A. I did for about eight weeks.
- Q. When?—A. In 1900.
- Q. You moved back in 1900?—A. Yes, sir.
- Q. You have lived continuously there since 1900?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 296, dated January 15, 1902; received of William Myers 52 cents, taxes for the year 1901 for the First Ward of Archbald, including a county tax of 31 cents, signed P. J. McDonnell, collector.)
- Q. This you paid yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. The collector.
- Q. Do you remember when you paid it?—A. On that date.
- Q. Did you assist anyone in marking their ballot?—A. No, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did anybody assist you marking your ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

A. J. TENTZER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald.
- Q. What ward?—A. The First Ward, First district.
- Q. Where were you born?—A. Germany.
- Q. When?—A. 1869.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward, First district of Archbald.
- Q. What year did you come to the United States?—A. I come before I was of age.
- Q. How long have you lived in Pennsylvania?—A. Three years.
- Q. How long in the First Ward, First district of Archbald?—A. About fifteen months.
- Q. Before this election?—A. Yes, sir.

Q. Continuously for that time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the city court of the supreme court of New York, first judicial district, to Jacob Tentzer, dated the 8th of November, 1900, under the seal of the court, signed William Johns, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Is this your tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 89, dated September 11, 1902; received of A. J. Tentzer \$3.73, taxes for the year 1902 for the district of Archbald, First Ward, including a county tax of 57 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Do you remember when?—A. Yes; the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone marking their ballot?

Mr. SICKLER. We object to that.

A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

ALEXANDER McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. New Hampshire.

Q. When?—A. Fifty-five years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. Since I was a boy.

Q. How long in the Second Ward of Archbald?—A. All my lifetime.

Q. Have you lived there continuously for two months prior to this election?—A. Yes, sir.

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 483, dated April 15, 1902; received of Alex. McDonnell \$6.29, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 95 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. My wife paid it.

Q. For you?—A. Yes, sir.

Q. Do you remember to whom she paid it?—A. To the collector.

Q. Do you know when?—A. On the date it was paid.

Q. This is a duplicate receipt?—A. Yes, sir.

Q. What became of your other receipt, did you lose it?—A. No, sir.

Q. When did you get this?—A. I have another receipt.

Q. Why did you get this?—A. I have them paid for 1901.

Q. This is 1901 taxes.—A. Isn't that all right?

Q. Why did you have a duplicate?—A. In two payments she paid it.

Q. Then he made out this duplicate?—A. Yes, sir.

Q. When did you pay the first time—he gave you a provisional receipt?—A. Yes, sir.

Q. And then when you paid the balance he gave you this?—A. Yes.

Q. Your money paid this?—A. Yes, sir.

Q. On April 15, 1902?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Is that receipt dated when you made the last payment?—A. It was the woman paid it; I don't know anything about it.

MICHAEL KEARNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. About forty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Archbald?—A. Over a year.

Q. When did you move into the ward?—A. November, 1901.

Q. Moved from where?—A. Parsons.

Q. Have you moved since then?—A. No, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Didn't leave the ward since November, 1901?—A. I left the ward, but my residence was there.

Q. How did you leave the ward and where—to work?—A. Yes, sir.

Q. Where were you working?—A. Scranton.

Q. Came home nights?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces a tax receipt, No. 393, dated February 9, 1901, received of Michael Kearney taxes for the year 1901, including a county tax of 21 cents, signed William Harris, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. You paid it to whom?—A. Mr. Harris.

Q. Do you remember about the date you paid it?—A. It is on there.

Q. That is the date you paid it?—A. Yes; when I got it.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else marking their ballot?—A. I don't think I did on November 4.

Q. You were not challenged?—A. No, sir.

Q. Did not file an affidavit?—A. No, sir.

MICHAEL McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Archbald, Pa.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Representative of Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. If you had voted you would have voted in what district or ward?—A. The Second Ward of Archbald.

Q. How long have you resided there?—A. Forty years.

Q. Continuously?—A. Only a few years I have been away.

Q. When did you come back the last time?—A. Nineteen years ago.

Q. You are pretty well acquainted with the men in that ward?—A. Yes; born there.

Q. Is there another man in the ward by the name of Michael McDonnell besides yourself?—A. Yes, sir.

Q. He lives in that ward?—A. Yes, sir.

By Mr. SICKLER:

Q. Where were you that day, working?—A. Yes, sir.

THOMAS RENNIE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Jermyn.

Q. Where were you born?—A. England.

Q. When?—A. 1839.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Jermyn.

Q. What year did you come to the United States?—A. In 1865.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. How long in the First Ward of Jermyn?—A. Eleven years.

Q. Continuously, eleven years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., dated the 15th of September, 1870, under the seal of the court, to Thomas Rennie, signed M. G. Neary, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 17, dated September 27, 1901, received of Thomas Rennie \$15.58, taxes for the year 1901 for the district of Jermyn, First Ward, including a county tax of \$2.03, signed John Avery, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Avery.

Q. Do you remember when you paid it?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anyone else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. J. McHALE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. Twenty-eight years.

Q. How long in the Second Ward of Archbald?—A. Sixteen years.

Q. Have you lived there continuously for sixteen years?—A. Yes, sir.

Q. Never moved away?—A. No, sir.

Q. Wasn't away during the strike?—A. No, sir.

Q. Continued to live there for sixteen years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. I lost them.

Q. You have none with you?—A. No, sir.

Q. Do you remember to whom you paid them?—A. McDonnell.

Q. Do you know when you paid them?—A. In October.

Q. What October?—A. Last year.

Q. Do you remember what part of October?—A. The 15th.

Q. Did you go to Mr. McDonnell for a duplicate tax receipt and tell him you had lost your tax receipt?—A. No, sir.

Q. That is the last tax you paid?—A. Yes, sir.

Q. That is the first tax ever was assessed to you?—A. Yes, sir.

Q. That is the only tax you ever paid?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. You were not challenged?—A. No, sir.

By Mr. SICKLER:

Q. You say that one tax was the only tax you ever paid?—A. Yes, sir.

PATRICK TIMLIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1842.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1868.

Q. How long have you lived in Pennsylvania?—A. I was away a little over eleven years.

Q. When did you come back the last time?—A. In 1891.

Q. You lived in the second ward of Archbald ever since 1891?—A. Yes, sir.

Q. Have you lived there continuously in that ward for the last eleven years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Patrick Timlin, dated the 1st of October, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. That paper was issued to you?—A. Yes, sir.
 Q. You appeared before a judge?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 21, dated September 11, 1902, received of Patrick Timlin, \$4.24, taxes for the year 1902 for the district of Archbald, Second Ward, including a county tax of 68 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; my brother paid it, but I paid him; it was my money.
 Q. Do you remember where and to whom it was paid?—A. My brother paid it to Mr. McDonnell.
 Q. Paid it when?—A. It states on the paper.
 Q. That is the date it was paid?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Archbald.
 Q. What district?—A. First district.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district of Archbald.
 Q. What year did you come to the United States?—A. 1882.
 Q. How long have you lived in Pennsylvania?—A. Since then.
 Q. How long have you lived in the First Ward, First district of Archbald?—A. All the time.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces duplicate naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas McDonnell, dated the 4th of October, 1884, under the seal of the court, signed W. G. Daniels, clerk. Certified the 11th day of February, 1901, Thomas P. Daniels, clerk.)
 Q. You lost your original paper?—A. It was burned in the fire.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 620, dated August 15, 1902, received of Thomas McDonnell \$19.76, taxes for the year 1901, First Ward of Archbald, including a county tax of \$2.70, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. The tax collector.
 Q. Do you remember when?—A. It is dated on there.
 Q. Did you assist anybody marking their ballot?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You were in the booth alone?—A. Yes, sir.
 Q. Did you show your ballot to anybody after you marked it?—A. No, sir.
 Q. Did you put it in the box yourself?—A. I put it in the box.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN FARRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All the time.
 Q. How long in the Second Ward of Archbald?—A. The same time.
 Q. Have you ever been out of the ward to live?—A. Just a little vacation during the strike.

- Q. When did you leave?—A. About the 7th of July.
 Q. When did you return?—A. October.
 Q. What part of October?—A. About the 15th.
 Q. Where were you?—A. In New York State.
 Q. Working?—A. Working for three months.
 Q. Are you a married man?—A. No, sir.
 Q. When the strike was over you came back?—A. I came back before.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you mark anybody else's ballot?—A. No, sir; not that I know of.
 Q. You were not challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You didn't intend to stay in New York permanently when you went there?—A. I went away; it was just a vacation; if I got anything to suit me I would stay there, and if I didn't I wouldn't.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

Q. Suppose you had gotten a better job, that had paid you \$5 a day, would the strike have had anything to do with returning?—A. I don't know; I haven't considered that at all.

Q. If it were true, and it would have paid you \$5 or \$6 a day, if you could have bettered yourself, would you have stayed rather than return and come back to Archbald?—A. I ain't considered that yet.

By Mr. SICKLER:

Q. You couldn't and didn't get \$5 or \$6 a day up there?—A. No, sir.

JOHN H. OTTO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward, First district of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. July 27, 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Archbald, First district of the First Ward.
 Q. How long have you lived in Pennsylvania?—A. Forty-two years.
 Q. All your life?—A. Yes, sir.
 Q. How long in the First district of the First Ward of Archbald?—A. Forty-two years.
 Q. You lived there continuously for two months prior to that election of November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, duplicate, No. 542, dated September 30, 1902, received of John H. Otto \$4.58, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this all at once?—A. Yes, sir.
 Q. This is a duplicate receipt?—A. Yes, sir.
 Q. You lost your other one?—A. Yes, sir; and he gave me that; I paid it probably a month before that.
 Q. This tax had been paid prior to the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir; I always have myself; never ask assistance.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

G. P. PROBST, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, First Ward, First district.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1850.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Archbald, First Ward, First district.

Q. What year did you come to the United States?—A. I came here in 1865.

Q. How long have you lived in Pennsylvania?—A. Ever since.

How long in the First district of the First Ward of Archbald?—A. Ever since.

Q. Had you lived continuously there two months prior to this election held November 4, 1902?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, to John Peter Propst, dated the 8th of October, 1873, under the seal of the court, signed M. G. Neary, clerk.)

Q. This paper was given to you?—A. Yes, sir.

Q. You received it yourself?—A. Yes, sir.

Q. John Peter Propst is you?—A. Yes; the clerk made a mistake and I sent it back again, and he said it didn't make any difference and he didn't change it any.

(Witness produces duplicate tax receipt No. 447, dated March 25, 1902, received of George Peter Propst \$10.40, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of \$1.58, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. McDonnell.

Q. When?—A. The date of the receipt.

Q. This is marked duplicate?—A. Yes, sir.

Q. Why is it marked duplicate receipt?—A. I couldn't tell you.

Q. Is this the only receipt you have had for these taxes?—A. That is all.

Q. Did you pay it in installments?—A. No, sir.

Q. You didn't lose your first receipt?—A. I never had only one receipt.

Q. You didn't notice whether duplicate was written on it at that time?—A. I didn't take notice.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES MCGREAL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, First Ward, First district.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't say.

Q. How many years ago?—A. About 62 or 63.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did.

Q. Where did you vote?—A. The First Ward, First district of Archbald.

Q. What year did you come to the United States?—A. I think it was in 1857.

Q. When did you come to Pennsylvania?—A. The same time.

Q. How long have you lived in the First Ward, First district of Archbald?—A. Since 1861.

Q. Have you lived there continuously since 1861?—A. Yes, sir.

Q. Have you changed your residence during that time?—A. No, sir.

Q. Have you a naturalization paper?—A. I have.

(Witness produces naturalization certificate issued out of the court of the mayor's court, of the city of Carbondale, to James McGreal, dated the 6th of February, 1866, signed John E. Brown, clerk, under the seal of the court.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 149, dated November 9, 1901, received of James McGreal \$11.88, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of \$1.80, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. McDonnell.

Q. When?—A. At that time.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

- Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JACOB SEIFRING, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. All my life.
 Q. Were you away during the strike?—A. Two weeks.
 Q. What two weeks were you away?—A. In June.
 Q. Where were you?—A. In New York State.
 Q. Were you working there?—A. Yes, sir.
 Q. You worked two weeks there?—A. Not quite two weeks.
 Q. Do you remember when you came home?—A. No, sir.
 Q. Were you home the latter part of June?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. Is your family here in Archbald?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 295, dated February 6, 1902, received of Jacob Seifring \$5.70, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of 86 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. McDonnell.
 Q. When?—A. The date on the receipt.
 Q. That is the day you paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Did you assist anybody else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JONATHAN VENISON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First district of the First Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward, First district of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Forty years.
 Q. How long in the First Ward, First district of Archbald?—A. Forty years.
 Q. Continuously there for forty years?—A. Yes, sir.
 Q. Never moved out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 621, dated October 15, 1901, received of Jonathan Venison \$2.08, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of 32 cents, signed P. J. McDonnell, collector.)
 Q. To whom did you pay this tax?—A. McDonnell.
 Q. Do you remember where you paid it?—A. Yes, sir.
 Q. Where?—A. In his house.
 Q. When; do you remember?—A. The 15th of October, 1901.
 Q. This is marked duplicate receipt.—A. Yes, sir.
 Q. Is this the only receipt you received for that tax, or did you receive another and lose it?—A. That is the only one.
 Q. Do you know why he marked duplicate on there?—A. I couldn't tell you.
 Q. This is the only receipt you received for this tax?—A. Yes, sir.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS MUNLEY called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Second Ward of Archbald?—A. Since I was 2 years old.
 Q. Have you moved out of the ward in that time?—A. No, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 875, dated November 20, 1901, Thomas Munley to P. J. McDonnell, tax collector, Dr., Archbald Borough taxes, for the year 1901, including a county tax of 32 cents, with the following postscript: "The collector must be promptly notified if any errors are made. A numbered receipt will be given if this is presented to the collector on the — date, P. J. McConnell, collector.")

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. You received this as evidence of paying your tax?—A. Yes, sir.

MICHAEL MAHON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't tell you.
 Q. How many years ago?—A. About sixty or sixty-two years ago.
 Q. Where do you live?—A. Second Ward of Archbald.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. 1870.
 Q. How old were you then?—A. I couldn't tell you.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the Second Ward of Archbald?—A. The same time.
 Q. You lived continuously there for that time?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Manghon, dated the 14th of April, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

- Q. This paper was issued to you?—A. Yes, sir.
 Q. You went to the court and received it?—A. Yes, sir.
 Q. You have a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 146, dated December 26, 1900, received of Michael Mahon \$9.20, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.36, signed P. J. McDonnell, collector.)

- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. McDonnell.
 Q. Do you remember when you paid it?—A. It is dated there.
 Q. Did you pay it on that date?—A. Yes, sir.
 Q. The date of the receipt?—A. Yes, sir.

- Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. My own son.
 Q. Did you ask the consent of the election board to have him assist you?—A. Yes, sir.
 Q. And did you ask consent; which one did you ask?—A. I asked theirs.
 Q. Which one of the board did you ask?—A. I couldn't tell.
 Q. You remember it was one of the board?—A. Yes, sir.
 Q. What reason did you give for asking to take someone in with you?—A. Because I couldn't do it myself.
 Q. Do you read and write?—A. No, sir.
 Q. Did you ever mark a ballot yourself?—A. No, sir.
 Mr. SICKLER. We object to that as immaterial.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

ANTHONY NEARY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Old country.
 Q. Ireland?—A. Yes, sir.
 Q. Do you remember when?—A. No, sir; I don't.
 Q. How many years ago?—A. About fifty-five years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. I come in 1860.
 Q. When did you come to Pennsylvania?—A. I come when I come from New York there.
 Q. How long have you lived in the Second Ward of Archbald?—A. All my life in the Second Ward; thirty-five years.
 Q. That is, continuously for thirty-five years?—A. No; I was three years away.
 Q. What three years?—A. Twenty-six years ago.
 Q. So that you have been living twenty-six years continuously in that ward?—A. Yes, sir.
 Q. Have you naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale to Anthony Neary, dated February 7, 1873, under the seal of the court, signed M. G. Neary, clerk.)
 Q. These papers were issued to you?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 733, dated June 7, 1901, received of Anthony Neary \$5.90, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of 88 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. The date is on the receipt.
 Q. To whom did you pay it?—A. The tax collector.
 Q. You paid it on the date of this receipt, June 7, 1901?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. I did.
 Q. Who assisted you?—A. Patrick Keegan.
 Q. Did you ask Patrick's consent to mark your ballot?—A. I did.
 Q. Did you ask the board's consent to have him go in?—A. Yes.
 Q. What reason did you give for asking the board?—A. I couldn't mark my own ballot.
 Q. Do you read and write?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

BERNARD O'HORO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. About 1857.

- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life.
- Q. Continuously?—A. No.
- Q. When did you move into it the last time?—A. Thirty-five years ago.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 596, dated August 5, 1901, received of Bernard O'Horo \$11.74, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.65, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to McDonnell?—A. Yes, sir.
- Q. On the date of the receipt?—A. Yes, sir.
- Q. Did you assist anyone else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Didn't swear in your vote?—A. No, sir.

MICHAEL MUNLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1860.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. When did you come to the United States?—A. 1873.
- Q. How long have you lived in Pennsylvania?—A. Ever since.
- Q. How long in the Second Ward of Archbald?—A. Since that time.
- Q. Not away during the strike?—A. Yes, sir.
- Q. Where were you?—A. New York State, Delhi.
- Q. You were working there?—A. Yes, sir.
- Q. When did you go away?—A. The 28th of May.
- Q. When did you return?—A. July 3; I returned three or four times.
- Q. And the last time you returned shortly before the strike was settled?—A. About three weeks before.
- Q. Some time the first of October?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 25th of October, 1881, to Michael F. Munley, under the seal of the court, signed W. G. Daniels, clerk.)
- Q. This paper was issued to you?—A. Yes, sir.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 809, dated Archbald, Pa., March 15, 1900, Michael Munley to P. J. McDonnell, collector, Dr., Archbald borough taxes for the year 1899, including a county tax of \$1.33, with the following postscript: "The collector must be promptly notified of any errors made. A numbered receipt will be given if this is presented to the collector, signed P. J. McDonnell, per Pat.")
- Q. Is this the last receipt you received?—A. No.
- (Witness also produces tax receipt dated November 2, 1901, received of Michael F. Munley \$3.52 to apply on taxes for the year 1901, P. J. McDonnell, collector.)
- Q. Did you receive any assistance marking your ballot?—A. No, sir.
- Q. Did you assist anyone else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. This last receipt here states to apply on taxes for the year 1901, so this must be for part payment; do you remember when you finished paying that tax for that year?—A. I don't remember.
- Q. Do you remember what time during the year 1902 you paid your taxes?—A. I don't.
- Q. Did you pay your tax in 1902?—A. Not yet.
- Q. Didn't you pay your taxes for 1901?—A. The other part I could not find it.
- Q. Do you remember about when you paid the other part of it?—A. No, sir.
- Q. Are you sure you did pay the rest?—A. I wouldn't be positive.
- Q. When did you pay the tax for 1900?—A. I couldn't tell you.

PATRICK J. KEEGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. Thirty-two years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where was your vote cast?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. Thirty-two years.
- Q. How long in the Second Ward of Archbald?—A. Thirty-two years.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces duplicate tax receipt No. 82, dated February 5, 1901, received of Patrick Keegan \$2.50, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 36 cents, signed P. J. McDonnell, collector.)
- Q. This is a duplicate receipt?—A. Yes, sir.
- Q. How many receipts did you receive for this tax?—A. One.
- Q. Is this the only one?—A. No; I received one before that and lost it.
- Q. When did you receive this duplicate receipt?—A. Just a few days ago.
- Q. Since you have been subpoenaed?—A. No; I got it a few days ago.
- Q. You saw the collector refer to his books?—A. Yes, sir.
- Q. And he saw that you paid this tax February 5, 1901?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you pay that tax on the date of the receipt?—A. Yes, sir.
- Q. Did you assist anyone else marking their ballot?
- Mr. SICKLER. I object to that as irrelevant.
- A. Yes, sir.
- Q. Whom did you assist?—A. This man, Mr. Neary.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

ANTHONY McANDREW, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Second Ward of Archbald.
- Q. When?—A. 1869.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life.
- Q. Have you ever moved out of the ward?—A. No, sir.
- Q. Lived there continuously for that time?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 507, dated May 2, 1902, received of Anthony McAndrew \$2.97, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. McDonnell, the collector.
- Q. When did you pay it?—A. On that date.
- Q. Did you assist anybody marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JAMES MACK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
- Q. Where were you born?—A. England.
- Q. When?—A. Forty-two years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you cast your ballot?—A. Second Ward of Archbald.
- Q. What year did you come to the United States?—A. Forty-two years ago.
- Q. How long have you lived in Pennsylvania?—A. Thirty-two years.
- Q. How long in the Second Ward of Archbald?—A. About thirty years.

Q. Have you lived continuously there for that time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I have my father's.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 8, dated August 12, 1901, received of James P. Mack \$1.89, taxes for the year 1901, Second Ward of Archbald, including a county tax of 30 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Paid it to McDonnell?—A. Yes, sir.

Q. When did you pay it?—A. On the date here.

Q. Did you assist anyone else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Was your father a citizen of the United States?—A. Yes, sir.

Q. Was he a citizen before you were 21 years of age?—A. Yes, sir.

P. J. McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. When were you born?—A. 1848 or 1849.

Q. Where did you cast your ballot?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1864, April.

Q. How long have you lived in Pennsylvania?—A. Since then.

Q. How long in the Second Ward of Archbald?—A. Since 1875.

Q. You are tax collector there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Schuylkill County, dated the 1st of February, 1872, to Patrick McDonnell, under the seal of the court, signed W. G. Matz, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 377, dated February 6, 1902, received of P. J. McDonnell, \$10.36, taxes for the year 1901, for the Second Ward of Archbald, including a county tax of \$1.57, signed P. J. McDonnell, collector.)

Q. Did you receive any assistance marking your ballot?—A. No.

MILES McANDREW, Sr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. About sixty-seven years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1854.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the Second Ward of Archbald?—A. Over forty-five years.

Q. Continuously?—A. Yes, sir.

Q. Is this your naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale to Miles McAndrew, dated the 6th of February, 1862, under the seal of the court, signed B. McTighe, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 77, dated September 13, 1901, received of Miles McAndrew \$17.78, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$2.83, signed P. J. McDonnell, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PATRICK MULROONEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1879.

Q. Did you vote in the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.

Q. Didn't vote at all?—A. No, sir.

Q. Were you in Archbald November 4, 1902, the day of the election?—A. Yes, sir.

Q. You didn't go to the polls to vote?—A. I voted, but I didn't vote for Congress.

Q. Didn't vote for Congressman?—A. No, sir.

Q. Have you a tax receipt?—A. No, sir.

Q. Have you had a tax assessed?—A. No, sir.

By Mr. SICKLER:

Q. Did you say you never paid a tax?—A. No, sir.

ANTHONY MURPHY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward, First district, of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. About forty-five years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward, First district, of Archbald.

Q. What year did you come to the United States?—A. 1868.

Q. How long have you lived in Pennsylvania?—A. About thirty-four years.

Q. How long in the First Ward, First district, of Archbald?—A. That length of time.

Q. Have you moved out of the ward since then?—A. I lived six months in Philadelphia.

Q. When was that?—A. 1890.

Q. Since then you have lived continuously in that ward?—A. Yes.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Anthony Murphy, dated the 7th of October, 1887, W. G. Daniels, clerk.)

Q. That paper was issued to you?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 145, dated October 30, 1901, received of Anthony Murphy \$5.45, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of 83 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. To whom?—A. Mr. McDonnell.

Q. When?—A. On the date of that receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anyone else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Now, February 3, 1903, at 12 o'clock noon, hearing is adjourned until 1.30 o'clock p. m., same day.

Now, 1.30 o'clock p. m., February 3, 1903, pursuant to the last adjournment, hearing is resumed.

JOHN McANDREW, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland; I come to this country under age.

Q. Have you naturalization certificate there?—A. Yes, sir.

(Witness produces duplicate naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John McAndrew, dated the 4th of October, 1879, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This was issued to you?—A. Yes, sir.
 (Witness produces tax receipt dated January 28, 1902, received of John McAndrew \$6.65, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of \$1, signed P. J. McDonnell, collector.)

JOHN GILDEA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Third Ward of Archbald.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. What ward did you vote in?—A. Second Ward of Archbald.
 Q. When were you born?—A. February 8, 1876.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. About two years.
 Q. Have you lived continuously in that ward for two years?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 463, dated April 4, 1902, received of John Gildea \$1.98, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. McDonnell?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. Did you assist anyone marking their ballot?—A. Yes, sir.
 Mr. SICKLER. I object to that as immaterial.
 Q. For what reason did you assist them?—A. They didn't know how to fix theirs.
 Q. Who did you assist?—A. John Gildea.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you in the booth alone when you voted or did you mark your ballot when you marked the other ballot?—A. I was in the booth alone.
 Q. You assisted these fellows after you voted?—A. Yes, sir.

By Mr. SICKLER:

Q. You say that when you marked your own ballot you were in the booth alone?—A. Yes, sir.
 Mr. SICKLER. I ask that the evidence in regard to his marking another man's ballot be stricken from the record.
 Mr. GILROY. We object to the motion.

RICHARD BARRETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't say when.
 Q. How long ago?—A. About thirty-five years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. No, sir.
 Q. Weren't you at the polls?—A. No, sir.
 Q. You didn't go to the polls at all?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. You say you didn't vote at all?—A. No, sir.
 Q. Is there anyone living in that ward with the same name as you have?—A. No, sir; I don't believe there is.
 Q. Lived there how long in that ward?—A. Ten years.
 Q. If there was another Richard Barrett in your ward you would know him?—A. There is a Richard Barrett in Archbald, but he doesn't live in our ward.

By Mr. SICKLER:

Q. Are you sure that this other Richard Barrett doesn't live in your ward?—A. I couldn't say for sure.
 Q. What were you doing election day?—A. I was working.
 Q. For whom?—A. The D. and H. Company.

By Mr. GILROY:

Q. The other Richard Barrett has moved to Scranton?—A. I don't know; I haven't seen that name in some time.

JOSEPH WOPERT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Archbald?—A. About 14 years.

Q. Have you lived there continuously for 14 years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. You lived continuously for at least two months prior to this election in that ward?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 174, dated November 27, 1901, received of Joseph Wopert \$7.54, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of \$1.15, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. The tax collector.

Q. Do you remember where?—A. At his house.

Q. When?—A. When it is dated.

Q. It was paid on this date?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES HUGHES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. It is a long time ago.

Q. Sixty-five years ago?—A. Let it go at that; I won't swear to that.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. I did.

Q. Where did you vote?—A. In the Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1863.

Q. Landed in New York?—A. Yes, sir.

Q. What State did you come into then?—A. Pennsylvania.

Q. How long have you lived in Pennsylvania?—A. Since that time.

Q. How long in Archbald, Second Ward?—A. Since that time.

Q. Lived there continuously—never moved away?—A. Yes, sir.

Q. You lived in that ward six months prior to this election?—A. I lived in it six years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Hughes, dated 13th June, 1888, under the seal of the court, signed W. G. Daniels, clerk.)

Q. These papers were given to you?—A. They were, down in the court-house, Scranton, and I paid for them.

Q. They were presented to you; you went and got them?—A. Yes; myself and got them.

Q. And paid the fee?—A. I will bet I wouldn't get them without paying for it.

Q. Have you a State or county tax receipt?—A. I have.

(Witness produces tax receipt, duplicate, No. 215, dated January 2, 1901, received of James Hughes \$8.78, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.29, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. No, sir.

Q. Your money paid it?—A. No, sir; it was collected in the office.

Q. This is not the receipt you received?—A. No; I lost it.

- Q. When did you get this copy?—A. To-day.
 Q. Since you have been subpoenaed?—A. Yes, sir.
 Q. Do you remember when you paid it?—A. Isn't it there?
 Q. That is the date, January 2, 1901?—A. Well, let it go.
 Q. Is that the date you paid it?—A. I don't know; it was stopped.
 Q. You don't know when you paid the tax?—A. Don't you see it there.
 Q. It is dated January 2, 1901.—A. That must be right.
 Q. I want you to say you paid it about this date.—A. Some time around there.
 Q. Did you receive any assistance marking your ballot?—A. I did.
 Q. Who assisted you?—A. James Philbin.
 Q. You asked James to go in with you?—A. I did.
 Q. Did the board object?—A. No.
 Q. Did you ask the board?—A. I did.
 Q. You asked the board to have Mr. Philbin mark your ballot?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.

By Mr. SICKLER:

- Q. Was your tax stopped at the office?—A. Yes, sir.
 Q. It was your money paid it?—A. Yes, sir.
 Q. Didn't they give him the money out of your pay?—A. Why would not they?
 Q. The company paid your taxes; they took it out of your pay?—A. Yes, and gave it to Mr. McDonnell.
 Q. What reason did you give to the board that you wanted assistance?—A. Because I couldn't see; it was late in the evening and I couldn't see the paper myself.
 Q. You told that to the board?—A. I did, surely.

CHARLES McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Since I was born.
 Q. How long in the Second Ward of Archbald?—A. About 13 years.
 Q. Continuously for 13 years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 364, dated January 25, 1902, received of Charles McDonnell \$1.98, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. McDonnell?—A. Yes, sir.
 Q. When?—A. On the 25th of January, 1902.
 Q. Did you assist anyone marking their ballot?—A. No, sir.
 Q. Did you receive any assistance yourself?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. Pretty nearly all my life, except a couple of years.
 Q. What years were they; how long were you out?—A. Six or seven years ago.
 Q. For the last six or seven years you have lived in the Second Ward continuously before this election?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 308, dated February 11, 1902, received of John McDonnell \$1.98, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when you paid it?—A. February 11, 1902.

Q. The date of this receipt was the date it was paid?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark anyone else's ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS MELVIN, JR., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Olyphant.

Q. When?—A. About 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Archbald?—A. About three years last December.

Q. Continuously for three years?—A. Yes, sir.

Q. Not away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 482, dated April 15, 1902; received of Thomas Melvin, jr., \$1.98, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when this tax was paid?—A. April 15, 1902.

Q. You got this duplicate receipt from the collector?—A. Yes; he gave it to me this morning.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark anyone else's ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL CAVESTON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. I can't rightly tell you.

Q. About 48 years ago?—A. Somewhere around that.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. What year did you come to the United States?—A. 1880.

Q. How long have you lived in Pennsylvania?—A. Ever since, 23 years.

Q. How long have you lived in Archbald, Second Ward?—A. Ever since, 23 years.

Q. Have you lived there continuously for 23 years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. You lived in the ward at least two months prior to this election held November 4, 1902?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 429, dated March 2, 1901; received of Michael Caveston, \$8.65 taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of \$1.27, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

- Q. Paid it to whom?—A. Mr. McDonnell, the collector.
- Q. When did you pay it?—A. The 2d of March, 1901.
- Q. Have you a naturalization paper?—A. I did have it, but I haven't them with me.
- Q. You have them home?—A. I think so.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you assist anyone else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

MARTIN MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 28th of June, 1874.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you cast your ballot?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life.
- Q. Have you a tax receipt there?—A. Yes, sir.
- Q. Never out of the ward?—A. No, sir; but five months.
- Q. When was that?—A. 1902.
- Q. Since 1902 have you lived there continuously?—A. Yes, sir.
- Q. Where were you while you were away?—A. Niagara Falls.
- Q. Working there?—A. Yes, sir.
- Q. You came back October some time?—A. About the middle of October.
- Q. Went away when?—A. The 20th of May.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 315, dated February 21, 1902; received of Martin Murphy \$1.98, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. P. J. McDonnell.
- Q. When did you pay it?—A. The 12th of February, 1902.
- Q. Did you assist anybody marking their ballot?—A. No, sir.
- Q. Did you receive any assistance?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Why did you go to New York?—A. Because, on account of the strike, to look for work.
- Q. Did you intend to stay in New York permanently when you went up there?—A. No, sir.
- Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. Are you a married man?—A. No, sir.
- Q. You boarded in Niagara Falls while working there?—A. Yes, sir.

JOHN BARRETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. About forty or forty-two years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir; I did not vote for Congressman.
- Q. You voted for everything but Congressman?—A. No.
- Q. When you come to Congressman you left that off?—A. I voted for only three or four.
- Q. Did you receive any assistance marking your ballot?—A. I marked it myself.
- Q. Have you a naturalization paper?—A. Yes, sir.

- Q. Have you a tax receipt?—A. I haven't got any tax receipt; I couldn't find them.
 Q. When did you come to this country?—A. 1884.
 Q. You had a tax receipt?—A. I had; I don't know whether it was the right one or not.

JOSEPH MUNLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. The 28th of April, 1881.
 Q. When were you 22 years old?—A. The 28th of next April.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Archbald.
 Q. You lived always in Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Archbald?—A. All my life.
 Q. You have no State or county tax receipt?—A. No, sir; I voted on age.
 Q. Never had one assessed to you?—A. No, sir.
 Q. You were 21 years old the April prior to this election?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. You didn't sign your name to any paper?—A. Yes, sir.
 Q. You filed an affidavit?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Some one assisted you?—A. Yes, sir.
 Q. Did you ask the consent of the board to have some one go in?—A. Yes, sir; I didn't know whether I could vote right.
 Q. The reason was you were not sure you could mark it yourself?—A. Yes, sir.
 Q. You read and write?—A. Yes, sir.
 Q. Your eyesight is good?—A. Yes, sir.
 Q. Have the use of your hands?—Yes, sir.
 Q. Did you ask the board to instruct you how to mark your ballot?—A. I asked the board.
 Q. You asked to have instructions to mark the ballot?—A. Yes.
 Q. Did you ask the board to instruct you, and is it the duty of the board to instruct parties who can read and write how to mark that ballot? If you had received that instruction on the outside, could you have gone into the booth and marked the ballot yourself?—A. I could; yes.
 Q. You marked it yourself, anyway?—A. Yes; but he was there to see it was marked right.
 Q. Who was it helped you?—A. Ed. Munley.

PATRICK J. HENNIGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1854.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. About five years.
 Q. Have you lived there continuously for five years?—A. Yes, sir.
 Q. Lived there prior to this election?—A. Yes; I lived in Archibald fifty years and more.
 Q. Didn't move out prior to this election?—A. No, sir.
 Q. Have you a State or county tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 468, dated April 2, 1901, received of Patrick Hennigan \$3.69, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 55 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. The collector.
 Q. When?—A. I don't remember the date.
 Q. Is the date of the receipt the date you paid it?—A. I suppose so; yes.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Did you assist anyone else mark their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JAMES BOLAND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Second Ward of Archbald.
 Q. When?—A. Thirty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Archbald?—A. All my life.
 Q. Continuously?—A. Yes, sir.
 Q. Never out of the ward to work?—A. I worked out of the ward off and on.
 Q. But you kept your residence there?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 384, dated May 15, 1902, received of James Boland \$2.97, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. McDonnell.
 Q. When?—A. The date on that.
 Q. What did you do with the first receipt?—A. I don't know what happened to it.
 Q. Did you lose it?—A. Yes, sir.
 Q. Went to the collector's for a duplicate?—A. Yes, sir.
 Q. He referred to his books?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Did you assist anybody marking their ballot?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HARRY REVELS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward, First district, of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First district of the First Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First district of the First Ward of Archbald?—A. All my life.
 Q. Were you away during the strike?—A. No, sir.
 Q. Did you live continuously in the ward for at least two months prior to the election held November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 476, dated April 11, 1902, received of Harry Revels \$1.98, taxes for the year 1901 for the district of Archbald, First Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this tax yourself?—A. I left it in the house for him.
 Q. It was paid with your money?—A. Yes, sir.
 Q. Do you remember when it was paid?—A. It was paid I don't know just when.
 Q. Anywhere around the date of this receipt?—A. I suppose so.
 Q. Are you sure it was paid April 11, 1902?—A. I can't remember.
 Q. Can you tell the year?—A. It is about that time.
 Q. What became of the original receipt?—A. I don't know; I put it in my pocket; it got lost.
 Q. You went to the collector for this duplicate?—A. Yes, sir.
 Q. Got it this morning?—A. Yes, sir.
 Q. Did you see him prepare it for you?—A. He handed it to me.
 Q. You asked him for it?—A. I was there and he wasn't there; and his wife told him.

Q. Did you assist anybody marking their ballot?

Mr. SICKLER. I object to that question.

A. I did assist.

Q. Who did you assist?

Mr. SICKLER. I object to that question.

A. That is confidential, I think.

Q. Who is the man?—A. It is my father.

Q. Did you swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

MARTIN MAHADY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Archbald?—A. All my life.

Q. Were you away during the strike?—A. No, sir.

Q. Lived continuously there for at least two months prior to this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 525, dated May 13, 1901, received of Martin Mahady, \$2.38, taxes for the year 1900 for the district of Archbald, Second Ward, including a county tax of 35 cents, signed P. J. McDonnell, collector.)

Q. Do you remember when you paid this?—A. The date of the receipt.

Q. You paid it yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?

Mr. SICKLER. We object to that question.

A. Not that I remember of.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN J. WALSH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where were you born?—A. First Ward, First district, of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1855.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward, First district, of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward, First district, of Archbald?—A. I couldn't say that; all of twenty years in the First Ward.

Q. Continuously?—A. Yes, sir.

Q. You were living there two months prior to November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 61, dated September 11, 1901; received of John J. Walsh \$13.42, taxes for the year 1901, for the district of Archbald, First Ward, including a county tax of \$2.14, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. McDonnell, the collector.

Q. Do you remember when you paid it?—A. No, sir; it says there.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN HUGHES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
- Q. Where were you born?—A. Second Ward of Archbald.
- Q. When?—A. 1874.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life.
- Q. Have you lived there continuously?—A. Yes, sir.
- Q. Never moved out of the ward?—A. No, sir.
- Q. Were you away during the strike?—A. Yes, sir.
- Q. Where were you?—A. New York State.
- Q. Working there?—A. Yes, sir.
- Q. Are you a married man?—A. Yes, sir.
- Q. When did you go up there?—A. Middle of June.
- Q. When did you return?—A. About the latter part of July.
- Q. You were working there?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 267, dated January 15, 1902; received of John Hughes \$3.05, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of 46 cents, signed P. J. McDonnell, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. To whom did you pay it?—A. To Patrick McDonnell.
- Q. And his son made out this receipt?—A. Yes, sir.
- Q. Do you remember when you paid it?—A. On the date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anyone else?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You are a married man?—A. Yes, sir.
- Q. Did you leave your family when you went to New York?—A. Yes, sir.
- Q. Why did you go up there—to find temporary employment?—A. Yes, sir.
- Q. You intended to return as soon as the strike was over?—A. Yes.

JAMES J. MULLARKEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 1867.
- Q. Did you vote in the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life.
- Q. Away during the strike?—A. No, sir.
- Q. Living there continuously for at least two months before this election of November 4, 1902?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 702, dated January 15, 1902; received of James J. Mullarkey \$3.68, taxes for the year 1900, for the district of Archbald, Second Ward, including a county tax of 55 cents, signed P. J. McDonnell, collector.)
- Q. Was this tax assessed to you?—A. Yes, sir.
- Q. And paid by you?—A. Yes, sir.
- Q. Paid it in cash?—A. Yes, sir.
- Q. Paid it into the hands of P. J. McDonnell, or was it stopped?—A. That was paid; I paid that.
- Q. What is your number in the mines, 44?—A. Yes; may be that was stopped.
- Q. It was paid with your money?—A. Yes, sir.
- Q. You received this in your envelope?—A. Yes, sir.

- Q. And your pay was \$3.68 short?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Put the ballot in the box yourself?—A. Yes; handed it to the officer.
 Q. Did you see him put it in the box?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. This officer didn't look at your ballot?—A. No, sir.
 Q. He put it right in the box?—A. Yes, sir.

JOHN REILLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't tell you the year.
 Q. How long ago?—A. About sixty years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional District of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. 1860.
 Q. Landed in New York?—A. I did.
 Q. When did you come into Pennsylvania?—A. The second day after I landed.
 Q. How long have you lived in the Second Ward of Archbald?—A. Pretty nearly all the time except one year.
 Q. When was that?—A. 1865, and lived here since.
 Q. You have lived there continuously since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the mayor's court of the city of Carbondale to John Reilly, dated the 22d of September, 1866, under the seal of the court, signed John E. Brown, clerk.)
 Q. You went to Carbondale for this paper, did you?—A. I did.
 Q. They were presented to you when you paid the fee?—A. I guess they did.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces paper.)
 Q. Is this the only one you have?—A. There is another one here.
 (Witness produces tax receipt dated Archbald, Pa., February 4, 1901; received of John Reilly \$4, to apply on taxes for 1899, signed P. J. McDonnell, collector, per Pat. Witness also produces tax receipt dated February 7, 1902, received of John Reilly \$2.05, to apply on taxes for 1900.)
 Q. Have you any other receipts with you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. No, sir.
 Q. Who went in with you?—A. I went in alone.
 Q. Did you show your ballot to anybody?—A. No, sir.
 Q. Did you put it in the box?—A. Yes, sir.
 Q. Did you assist anybody marking their ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you any objections to telling us for whom you voted for Congressman at that election?—A. I have.

By Mr. SICKLER:

- Q. Look at this receipt. It is dated February 7, 1902. Do you remember when you paid the last of the taxes for 1900—what time in the year 1902?

Mr. GILROY. I object to that; the tax receipt is the best evidence.

A. I do remember when I paid them; I could take the whole thing if I knew.

- Q. Do you remember when you paid the rest of this tax?—A. I paid it the same month, I guess.

- Q. That was the last payment for the year 1900 you paid the same month, after this?—A. No matter, the tax is paid, anyhow.

JAMES COUGHLIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Wayne County, Pa.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you cast your ballot?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. Thirty years.
- Q. Have you lived there continuously for thirty years?—A. I was out of the ward twelve or fourteen years ago, in Scranton.
- Q. You have been living in the ward continuously since twelve or thirteen years ago?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated December 2, 1901, received of James Coughlin \$7.55, taxes for the year 1900, in full, signed P. J. McDonnell, collector.)
- Q. Do you know whether or not you were assessed for a county tax for the year 1900?—A. Yes; I was.
- Q. Do you remember the amount?—A. No, sir.
- Q. You are sure you paid a county tax for this year?—A. Positive.
- Q. Have you paid any taxes since December 2, 1901?—A. No, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anyone else marking their ballot?—A. No.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

WILLIAM BURKE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
- Q. Where were you born?—A. Second Ward of Archbald.
- Q. When?—A. 1872.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Archbald.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the Second Ward of Archbald?—A. All my life, except a couple of months last summer.
- Q. Where were you last summer?—A. Niagara Falls.
- Q. Working there?—A. Yes, sir.
- Q. Are you a married man?—A. No, sir.
- Q. When did you go to Niagara Falls?—A. June.
- Q. When did you return?—A. Latter part of October.
- Q. About the time the strike was settled?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 631, dated November 15, 1901, received of William Burke to P. J. McDonnell, collector, dr., for taxes for 1901, as follows, including a county tax of 32 cents, with the following postscript: The collector must be promptly notified if any errors are made. A numbered receipt will be given if this is presented to the collector on the — day of —. Signed P. J. McDonnell, collector.)
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. In the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you assist anyone else marking their ballot?—A. No, sir.
- Q. Did you pay this tax yourself or was it stopped?—A. It was stopped.
- Q. You received this in your envelope in lieu of \$2.08?—A. Yes.
- Q. Are you a married man?—A. Single.
- Q. Why was it you went to Niagara Falls?—A. Temporarily, to work during the strike.
- Q. You intended to return as soon as the strike was over?—A. Yes, sir.

EDWARD F. MUNLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About fifty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. What year did you come to the United States?—A. 1868.
 Q. When did you come to Pennsylvania?—A. That same year.
 Q. How long have you lived in the Second Ward of Archbald?—A. Pretty nearly ever since.

Q. Have you been living there at least two months prior to this election of November 4, 1902?—A. Yes sir; over twenty years.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Edward Munley, dated the 6th of January, 1882, under the seal of the court, signed W. G. Daniels, clerk.)

Q. You presented yourself for this certificate and got it?—A. Why, certainly.

Q. You went to court yourself and appeared before a judge?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 770, dated September 20, 1902, received of Edward F. Munley \$10.03, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$1.56, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. McDonnell.

Q. When did you pay it?—A. At the time it is dated there.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. You went in the booth alone?—A. No, sir.

Q. Did you assist anyone marking their ballot?

Mr. SICKLER. We object to that.

A. Yes, sir.

Q. Who did you assist?

Mr. SICKLER. We object to that as immaterial.

Q. When you marked the other man's ballot you had already marked your ballot?—A. Yes, sir.

Q. All you did was to mark his ballot?—A. That is all.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

MARTIN READY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Third Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. I can't tell you.

Q. How many years ago?—A. About fifty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. What year did you come to the United States?—A. 1864, the 6th of June.

Q. Where did you land?—A. New York.

Q. When did you come to Pennsylvania?—A. Right straight.

Q. How long have you lived in the Third Ward of Archbald?—A. Since I come to the country, except a few months.

Q. What months were they?—A. I landed the 6th of June, and then I was in this Third Ward.

Q. You lived practically thirty years in the Third Ward?—A. Yes.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper with you?—A. Yes, sir.

(Witness produces duplicate naturalization certificate issued out of the court of common pleas of Luzerne County to Martin Ready, dated the 17th of February, 1882, under the seal of the court.)

Q. You lost your original papers?—A. Yes; they were torn up.

Q. Do you remember when you got this?—A. I do; but I can't tell you how many years.

Q. You got this in 1882.—A. I got my naturalization papers in 1882.

Q. You don't remember when you got your certificate?—A. No.

Q. Have you a State or county tax receipt with you?—A. Yes.

(Witness presents tax receipt No. 182, dated January 2, —, received of Martin Ready, sr., \$3.69, taxes for the year 1900, including a county tax of 56 cents for the Third Ward of Archbald, signed P. J. McDonnell, collector.)

Q. Do you remember when you paid this?—A. Isn't it there?

Q. You paid it January 2, when?—A. I suppose it is 1901.

Q. You paid taxes since then?—A. Yes, sir.

Q. Got the receipt?—A. I have them in the house.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you pay that tax yourself?—A. Yes, sir.

Q. Got the receipt from Mr. McDonnell?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. Never.

Q. You didn't file an affidavit?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You say your original naturalization papers were destroyed or burned up?—A. They were spoiled.

Q. And they were torn up, and you went to the court-house and got a duplicate?—A. I sent down with Squire Gildea and he brought it up for me.

JAMES LOADER, called and sworn.

Direct examination by Mr. GILROY?

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. I can't tell you.

Q. How many years ago?—A. I will be about 55 years.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes; I voted every election was in Archbald for a long time.

Q. Where did you vote?—A. The Second Ward of Archbald.

Q. What year did you come to the United States?—A. That I can't tell you; I am living in Archbald thirty-two years.

Q. In the Second Ward?—A. Yes, sir.

Q. Lived there continuously thirty-three years?—A. Yes, sir.

Q. Have you a naturalization paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Loader, dated the 6th of January, 1902, under the seal of the court, signed W. G. Daneils, clerk.)

Q. You went to the court and got this yourself?—A. Yes, sir.

(Witness produces tax receipt No. 185, dated December 2, 1901, received of James Loader \$8.22, taxes for the year — for the district of Archbald, Second Ward, including a county tax of \$1.23, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you know for what year this tax was assessed?—A. No, sir.

Q. It is dated December 2, 1901?—A. I guess they are all right.

Q. I suppose this was assessed for 1900, the year before you paid it?—A. That might be.

Q. You paid it with your money?—A. Yes, sir.

Q. Paid it on the date given there?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you assist anybody else marking their ballot?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM T. CUMMINGS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Archbald.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the Second Ward of Archbald?—A. All my life.

Q. Were you away during the strike?—A. No, sir.

Q. Lived continuously there two months prior to this election of November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 616, dated September 29, 1902, received of William T. Cummings \$2.97, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when you paid it?—A. At the time it is dated there.

Q. You are willing to swear it was before October 4, 1902?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else marking their ballot?—A. No; I forget; probably I did.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Swear in you vote?—A. No, sir.

Now, February 3, 1903, at four o'clock p. m., hearing is adjourned to meet February 4, 1903, at nine o'clock a. m., in Odd Fellows' Hall, Depot street, Peckville, Pa.

Now, February 4, 1903, at nine o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at the Odd Fellows' Hall, in Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

THOMAS PEACH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Priceburg.

Q. What ward?—A. First Ward, Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. June 24, 1849.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1882.

Q. How long have you lived in Pennsylvania?—A. Going on twenty-one years.

Q. How long in the First Ward of Dickson City?—A. Twelve years.

Q. Have you lived continuously there for twelve years?—A. Yes, sir.

Q. Not away during the strike?—A. I was away about six weeks.

Q. What six weeks?—A. From August until the latter end of September.

Q. Were you working away?—A. Yes, sir.

Q. Where were you?—A. I was in New Jersey.

Q. You returned what part of September?—A. The latter part—I couldn't tell exactly.

Q. How long was it before the strike was settled?—A. About two weeks.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Peach, dated the 6th of October, 1888, under the seal of the court, signed W. G. Daniels, clerk.)

Q. You presented yourself for this certificate?—A. Yes, sir.

Q. You received it from the court?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt.)

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Did you assist anyone else marking their ballot?

Mr. SICKLER. We object to that.

A. Yes, sir.

Q. Who did you assist?

Mr. SICKLER. We object to that question.

- A. I assisted a man named Davidson.
 Q. What is his first name?—A. Thomas.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I have no objection; I voted for Howell.

By Mr. SICKLER:

- Q. Why did you go to New Jersey?—A. Because we were on a strike here.
 Q. Did you intend to make it your home there?—A. No, sir.
 Q. You went there for the purpose of finding temporary employment?—A. I went there to get a few days' work while, or until the strike would break up.
 Q. You intended to return as soon as the strike was over?—A. Yes.
 Q. Did you, during the year 1901, pay a State or county tax?—A. I did.
 Q. Do you remember about what time you paid it?—A. No; I could not tell now.
 Q. Can you tell about the month?—A. I think it would be about February, 1902, I paid 1901 taxes.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. Is he your collector?—A. Yes, sir.
 Q. Do you remember where you paid it?—A. At his house or office.
 Q. Where do you live?—A. Priceburg.
 Q. What street?—A. Main street; in John Ware's house.

MICHAEL McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Second Ward.
 Q. Where were you born?—A. Hyde Park.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. How long have you lived in Pennsylvania?—A. Twenty-six years.
 Q. How long in the Second Ward of Archbald?—A. I am not exactly sure—fourteen or fifteen years.
 Q. Did you live there continuously fourteen or fifteen years?—A. I was away on a visit.
 Q. Were you away during the strike?—A. I was a week away.
 Q. Away on a pleasure trip?—A. Yes, sir.
 Q. What week were you away?—A. In May.
 Q. You returned in May to live in that election district two months before that election?—A. Yes, sir.
 Q. Have you a State or county tax receipt with you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Where do you live?—A. Archbald; Chestnut street.
 Q. Have you any objection to telling us for whom you voted for Congress?—A. I have.

By Mr. SICKLER:

- Q. Do you remember when you paid your last tax?—A. No; I never paid any tax.

GEORGE GLEASON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1855.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City borough.
 Q. How long have you lived in Pennsylvania?—A. Forty-seven years.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years.
 Q. Have you lived there continuously for ten years?—A. Yes, sir.
 Q. Never moved out of the ward in ten years?—A. No, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 55, dated October 4, 1902, received of George Gleason, \$12.57, taxes for the district of Dickson City, First Ward, including a county tax of \$3.18, signed Theodore H. Weiland, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. Where did you pay it?—A. In his house.
 Q. Do you remember the date?—A. I expect it is on the date there.
 Q. Is the date of this receipt the date you paid it?—A. I paid it the date I got the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else marking their ballot?
 Mr. SICKLER. We object to that question.
 A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN HALL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Derby, England.
 Q. When?—A. June 11, 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where do you vote?—A. First Ward of Dickson.
 Q. What year did you come to the United States?—A. 1883, July 3.
 Q. You landed in New York?—A. Yes, sir.
 Q. When did you come to Pennsylvania?—A. The same date.
 Q. How long have you lived in the First Ward of Dickson City?—A. About three years the last time.
 Q. Have you lived there continuously for three years prior to this election?—A. Yes, sir.
 Q. Not away during the strike?—A. Yes; I have been back since the 12th of last October.
 Q. Were you away during the strike?—A. No, sir.
 Q. You lived in that district two months prior to that election?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Hall, dated the 2d of October, 1891, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated October 7, 1901; received of John Hall \$1.13, in full, State, county, bridge taxes, 1901. Thomas F. Saltry, collector.)
 Q. You lived in Scranton before you moved to Dickson City?—A. Yes; I have property down there.
 Q. This is a tax on property?—A. Yes, sir.
 Q. To whom did you pay this?—A. Saltry.
 Q. To himself?—A. Yes, sir.
 Q. Where is your property located?—A. On Mary street, Third Ward.
 Q. Is this all the tax assessed against that property?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.

By Mr. SICKLER:

- Q. Do you have any other tax receipt with you?—A. No, sir; I thought that was all was required.
 Q. I understand you to say you were away last summer?—A. I arrived home a year ago last October.
 Q. You have been back over a year before the election?—A. Yes.

JOHN WARE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. England.

- Q. When?—A. 1860.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Dickson City, First Ward.
- Q. What year did you come to the United States?—A. 1886.
- Q. Landed in New York?—A. Yes, sir.
- Q. When did you come to Pennsylvania?—A. The same date.
- Q. How long have you lived in the First Ward of Dickson City?—A. Two or three years.
- Q. Continuously?—A. Yes, sir.
- Q. Were you away during the strike?—A. Yes: six weeks.
- Q. Where were you?—A. Out in Pittsburg.
- Q. When did you return?—A. In June.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to John Ware, dated 11th November, 1901, under the seal of the court, signed John Copeland, prothonotary.)
- Q. That paper was issued to you?—A. Yes, sir.
- (Witness produces tax receipt, dated February 27, 1902: received of John Ware \$8.74, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.58, signed Theodore H. Weiland, collector.)
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. To Mr. Weiland?—A. Yes, sir.
- Q. On the date of the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Put the ballot in the box yourself or handed it to the board?—A. I think I put it in myself.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

CHARLES PICKERING, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City borough.
- Q. Where were you born?—A. England.
- Q. When?—A. 1837.
- Q. Did you vote in the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Dickson City, First Ward.
- Q. When did you come to the United States?—A. 1871.
- Q. Came immediately to Pennsylvania?—A. Yes, sir.
- Q. How long have you lived in the First Ward of Dickson City?—A. Twenty-two years.
- Q. Continuously?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Charles Pickering, dated October 5, 1882, signed W. G. Daniels, clerk.)
- Q. That paper was presented to you?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you assist anyone else?—A. No, sir.
- Q. File an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Where do you live?—A. Main street.

By Mr. SICKLER:

- Q. This tax receipt you have here is too late to qualify you. Do you remember when you paid your last tax before this?—A. I don't; but I have it home.
- Q. Did you pay the tax during the year 1901?—A. Yes, sir.
- Q. Do you remember when you paid it?—A. I do not.

WILLIAM WARE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. February, 1855.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City borough.
 Q. What year did you come to the United States?—A. I think it was in 1886.
 Q. How long have you lived in Pennsylvania?—A. Seventeen years.
 Q. How long in the First Ward of Dickson City?—A. Very nearly three years.
 Q. Have you lived there continuously three years?—A. No; I lived in the Second Ward.
 Q. When did you move into the First Ward?—A. I think it is three years in May.
 Q. You lived there in the First Ward three years continuously?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Ware, dated the 30th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You presented yourself before the judge?—A. Yes; before Judge Archbald.
 (Witness produces tax receipt No. 65, dated September 9, 1901; received of William Ware \$17.40, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.96, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anybody else?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN SIRWATKA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1884.
 Q. When did you come to Pennsylvania?—A. The same date.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years.
 Q. Have you lived continuously there for ten years?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Sirwatka, dated 7th October, 1892, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated October 28, 1901; received of John Sirwatka \$10.79, taxes for the year 1901, for the district of Dickson City, including a county tax of \$1.95, signed Theodore H. Weiland, collector.)
 Q. Do you remember when you paid this tax?—A. I don't remember the date.
 Q. That is marked October 28, 1901. Was that the date?—A. I paid it on the date it is there.
 Q. That date is mutilated?—A. There is one there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. The tax receipt is just as you received it?—A. Yes, sir.

JOSEPH REILLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. May, 1881.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. Ever since 1881?—A. Yes, sir.
 Q. How long in the First Ward of Dickson City?—A. Since then.
 Q. Lived there continuously all that time?—A. Yes, sir.
 Q. Are you a married man?—A. No, sir.
 Q. Board in the ward?—A. My father's; yes.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. I have my father's.
 Q. I want yours.—A. I haven't got them.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 46, dated September 30, 1902, received of Joseph Reilly \$17.56, taxes for the district of Dickson City, First Ward, for the year 1902, including a county tax of \$3.23, signed Theodore H. Weiland, collector.)

- Q. What is your father's name?—A. Patrick Reilly.
 Q. You own property in Dickson?—A. Yes, sir.
 Q. You paid this tax to Mr. Weiland?—A. Yes, sir.
 Q. On this date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else?
 Mr. SICKLER. We object to that question.

- A. Yes, sir.
 Q. Who did you assist?
 Mr. SICKLER. We object to that.
 A. My father's, Patrick Reilly.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. First Ward of Dickson City.
 Q. What street?—A. Corner of Main and Boland.

By Mr. SICKLER:

- Q. You say you have your father's naturalization paper here?—A. Yes, sir.
 Q. Your father is a citizen of the United States?—A. Yes, sir.

PATRICK REILLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. New York State.
 Q. When?—A. 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where?—A. The First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. I moved in 1857.
 Q. How long have you lived in the First Ward of Dickson City?—A. I moved in 1861.
 Q. Living there continuously since?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 472, dated December 7, 1901, received of Patrick Reilly \$2.84, taxes for the year 1901 for the district of Dickson City, including a county tax of \$4.13, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. Do you remember when?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else marking their ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PETER LOGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. England.
 Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Twenty years.
 Q. Have you been there continuously for twenty years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Logan, dated September 26, 1890, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That paper was presented to you?—A. Yes, sir.
 (Witness produces tax receipt No. 176, dated January 27, 1902, received of Patrick Logan \$2.53, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 45 cents, signed, Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS PERKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative of Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1882.
 Q. How long have you lived in Pennsylvania?—A. Twenty-eight years.
 Q. How long in the First Ward of Dickson City?—A. A year ago coming.
 Q. When?—A. Two years in the summer.
 Q. You lived there at least two months before this election?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Clearfield County, Pa., dated the 1st of September, 1888, under the seal of the court, signed A. M. Bloomer, prothonotary.)
 Q. You presented yourself for this?—A. Yes, sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 462, dated January 23, 1901, received of Thomas Perkins \$4.01, taxes for the year 1900 for the district of Olyphant, including a county tax of 56 cents, signed John O'Connor, collector.)
 Q. You lived in Olyphant before?—A. Yes, sir.
 Q. Your taxes for 1900 were assessed there?—A. Yes, sir.
 Q. This last tax, you paid it yourself?—A. Yes, sir.
 Q. You paid it yourself?—A. It was kept back in the office.
 Q. Your money paid it?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Were you assisted marking your ballot?—A. I marked it myself.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM McCORMACK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.

- Q. When?—A. 1875.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Dickson City, First Ward.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the First Ward of Dickson City?—A. Three years next May.
- Q. Have you lived there continuously?—A. I was away during the strike.
- Q. Where were you?—A. New York State.
- Q. What were you doing there, working?—A. Yes, sir.
- Q. Are you a married man?—A. Yes, sir.
- Q. When did you go away?—A. The 2d of August.
- Q. When did you return?—A. Five days before the strike was settled.
- Q. About the 20th of October?—A. It was about the 18th.
- Q. Have you a State or county tax receipt with you?—A. Yes, sir.
- (Witness produces tax receipt No. 397, dated November 26, 1901, received of William McCormack \$11.24, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.06, signed Theodore H. Weiland, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. When?—A. On the date there.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you assist anyone else marking their ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Where do you live?—A. Grant street, Dickson City.
- By Mr. SICKLER:
- Q. Why was it you went to New York State during the strike?—A. To work.
- Q. Did you go for the purpose of finding temporary employment?—A. Yes, sir.
- Q. You intended to return as soon as the strike was over?—A. Yes, sir.
- Q. Lived with your family here?—A. Yes, sir.

WILLIAM HOGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
- Q. Where were you born?—A. Pittston.
- Q. Pennsylvania?—A. Yes, sir.
- Q. When?—A. 1878.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. Dickson City.
- Q. What ward?—A. The First Ward.
- Q. How long have you lived in Pennsylvania?—A. All my life.
- Q. How long in the First Ward of Dickson City?—A. About nine years.
- Q. Have you lived continuously there nine years?—A. Yes: I was away this June until two weeks after.
- Q. Working?—A. Yes, sir.
- Q. That was last year?—A. Yes, sir.
- Q. During the strike?—A. Yes, sir.
- Q. Came back when?—A. About the 18th of June.
- Q. Were you in New York or Pennsylvania?—A. Pennsylvania.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated August 20, 1901, received of William Hogan \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. When did you pay it?—A. On the date it is dated.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you assist anyone else?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JOHN LLOYD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where did you live?—A. Dickson City.
 Q. What ward?—A. The First Ward.
 Q. Where were you born?—A. Scranton, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Dickson City?—A. Five months.
 Q. When did you move into the borough?—A. I can't tell.
 Q. You moved in in the fall?—A. Yes, sir.
 Q. How long before the strike was settled?—A. I guess it was that month.
 Q. In October you moved in?—A. Yes, sir.
 Q. Where did you live before that?—A. Scranton.
 Q. The month the strike was settled?—A. It was the month previous to the settlement of the strike.
 Q. That was September?—A. Yes, sir.
 Q. What part of September—the latter part?—A. The fore part.
 Q. About what time of the fore part?—A. A little before the middle.
 Q. How near was it to the 5th of September?—A. I can't tell you.
 Q. You couldn't fix the date?—A. No, sir.
 Q. You would not swear it was before the 4th of September?—A. It was the latter part of June I came.
 Q. It will be a year next June?—A. I guess it is about six months.
 Q. You moved into the ward before the 4th of July?—A. Yes, sir.
 Q. You are positive you moved there before the 4th of July?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Have you a tax receipt with you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Where do you live—what street?—A. Morgan street.

By Mr. SICKLER:

- Q. When did you pay your last tax?—A. 1900.
 Q. What part of the year?—A. I couldn't tell you.
 Q. Could you tell us about what part of the year?—A. No, sir; I couldn't tell.
 Q. You haven't paid any since 1900?—A. No, sir.
 Q. Was it taxes for 1900?—A. Yes, sir.
 Q. Are you sure you didn't pay any in 1901?—A. Yes, sir.

PATRICK REILLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
 Q. What ward?—A. The First Ward.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in that ward?—A. About twenty-two years.
 Q. Have you continuously?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 25, dated September 22, 1902, received of Patrick Reilly \$10.78, taxes for the year 1902 for the district of Dickson City, First Ward, including a county tax of \$2.10, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. You got your vote in all right?—A. Yes, sir.
 Q. Your ballot was marked?—A. Yes, sir.
 Q. Your son marked it?—A. Yes, sir.
 Q. What reason did you give for having the ballot marked?—A. I couldn't do it.
 Q. You read and write?—A. No, sir.

JOHN HUSBAND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
- Q. What ward?—A. The First Ward.
- Q. Where were you born?—A. England.
- Q. When?—A. December 14, 1869.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson.
- Q. What year did you come to the United States?—A. 1891.
- Q. How long have you lived in Pennsylvania?—A. Ever since.
- Q. How long in the First Ward of Dickson City?—A. Two years next April.
- Q. Have you lived there continuously two years?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Husband, dated October 2, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
- Q. What date did you come to this country?—A. July, 1891.
- Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 8, dated August 7, 1901, received of John Husband \$2.50, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. To Mr. Weiland?—A. Yes, sir.
- Q. Do you remember when you paid it?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

WILLIAM JONES, SR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. The First Ward of Dickson City.
- Q. Where were you born?—A. Wales.
- Q. When?—A. 1849.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. What year did you come to the United States?—A. I come in 1887.
- Q. How long have you lived in Pennsylvania?—A. I lived here all the time.
- Q. How long in the First Ward of Dickson?—A. About twelve years.
- Q. Continuously for twelve years?—A. Yes, sir.
- Q. Haven't been away?—A. No, sir.
- Q. Have you naturalization paper with you?—A. No, sir.
- Q. Have you tax receipt with you?—A. Yes, sir.
- (Witness produces tax receipt No. 1, dated September 3, 1902, received of William Jones \$11.37, taxes for the year 1902 for the district of Dickson City, First Ward, including a county tax of \$2.18, signed Theodore H. Weiland, collector.)
- Q. You paid this to Weiland?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. You went into the booth yourself?—A. Yes, sir.
- Q. Didn't show your ballot to anybody?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

REESE WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
- Q. Where were you born?—A. Wales.

- Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1878.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Six years last October.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to Reese Williams, dated the 17th of September, 1884, under the seal of the court, signed Joseph M. Murray, prothonotary.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. At that time?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 23, dated January 7, 1901, received of Reese Williams, \$2.55 taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. You paid it to Mr. Weiland?—A. Yes, sir.
 Q. When?—A. On the date there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

WILLIAM SHAEFFER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Hazleton, Pa.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in this State?—A. All my life; all but two years.
 Q. You lived at least a year in the State before this election?—A. Yes; over forty years.
 Q. How long have you lived in the First Ward of Dickson City before?—A. Living there for forty-one years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 4, dated August 7, 1901, received of William Shaeffer \$12.04, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.18, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Whom did you pay it to?—A. Weiland, the collector.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

FRED MILLER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. March, 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. Twenty-five years.
 Q. How long in Dickson City, First Ward?—A. Eight years.
 Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt dated December 23, 1901; received of Fred Miller \$3.74, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)

- Q. You paid that tax yourself?—A. Yes, sir.
Q. To whom did you pay it?—A. Weiland.
Q. When did you pay it?—A. On the date of the receipt.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Did you assist anyone else marking their ballot?—A. No, sir.
Q. Did you file an affidavit?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Were you challenged?—A. No, sir.

EVAN W. JERVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City.
Q. What ward?—A. The First Ward.
Q. Where were you born?—A. Wales.
Q. When?—A. 1870.
Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Dickson City.
Q. When did you come to the United States?—A. 1873.
Q. You came immediately to Pennsylvania?—A. Yes, sir.
Q. How long have you lived in the First Ward of Dickson City?—A. Seven years.
Q. Have lived there continuously for seven years?—A. Yes.
Q. Have you a naturalization paper?—A. My father's.
Q. Have you yours?—A. No, sir.
Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 23, dated January 7, 1901; received of Evan W. Jervis \$2.85, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)
Q. This tax was assessed to you?—A. Yes, sir.
Q. Paid by you?—A. It was kept at the office.
Q. Your money paid it?—A. Yes, sir.
Q. You received this receipt?—A. Yes, sir.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Were you challenged?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Is your father a citizen of the United States?
Mr. GILROY. We object to that.
Q. How old were you when he became a citizen?—A. I was 8 years.
Mr. GILROY. We object to that and move to strike it out.

MICHAEL F. KELLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
Q. Where were you born?—A. Pottsville, Pa.
Q. When?—A. 1858.
Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Dickson City.
Q. How long have you lived in Pennsylvania?—A. Forty-four years.
Q. How long in the First Ward of Dickson City?—A. About ten years.
Q. Continuously?—A. Yes, sir.
Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 479, dated December 13, 1901, received of Michael F. Kelly \$3.74, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 68 cents, signed Theodore H. Weiland collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When did you pay it?—A. I believe on the date is on it.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

RICHARD LOGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. I was 8 years when I came.
 Q. How many years ago—what is your age now?—A. Twenty-four.
 Q. You were 24 at your last birthday?—A. The coming birthday.
 Q. You are 23 now?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. How long have you lived in Pennsylvania?—A. Ever since I came.
 Q. How long have you lived in this election district?—A. Ever since I came.
 Q. You lived there at least two months prior to November 4, 1902?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 135, dated April 25, 1902, received of Richard Logan \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Was it stopped?—A. It was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You have no naturalization paper?—A. No, sir.
 Q. Is your father a citizen of the United States?
 Mr. GILROY. We object to that, and move to strike it out.
 A. Yes, sir.

JOHN MULLEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Pottsville.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in Dickson City, First Ward?—A. Seven years.
 Q. Continuously for seven years?—A. Yes, sir.
 Q. Not away during the strike?—A. I was visiting.
 Q. Your family remained in Dickson?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 741, dated January 12, 1901, received of John Mullen \$2.85, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; it was my money.
 Q. It was paid to whom?—A. Weiland, the collector.
 Q. Do you remember when you paid it?—A. It is dated.
 Q. It is dated January 12, 1901—is that the date this tax was paid?—A. It must be.
 Q. You don't remember the date?—A. No, sir; it was stopped.

- Q. When did you get this duplicate receipt?—A. Yesterday.
- Q. Did you go to Weiland for the duplicate?—A. Yes, sir.
- Q. Did he refer to his books?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

ADOLPH SCHAEFFER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 - Q. Where were you born?—A. Germany.
 - Q. When?—A. 1869.
 - Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 - Q. Where did you vote?—A. First Ward of Dickson City.
 - Q. What year did you come to the United States?—A. 1874.
 - Q. How long have you lived in Pennsylvania?—A. About twelve years.
 - Q. How long in the First Ward of Dickson City?—A. Three years.
 - Q. Continuously?—A. Yes, sir.
 - Q. Have you a naturalization paper?—A. I haven't got them with me.
 - Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated January 24, 1901, received of Adolph Schaeffer, \$2.10, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)
- Q. You paid that yourself?—A. Yes, sir.
 - Q. Paid it to Mr. Weiland?—A. Yes, sir.
 - Q. When did you pay it?—A. It is stated there.
 - Q. On the date of the receipt?—A. Yes, sir.
 - Q. Did you receive any assistance marking your ballot?—A. No.
 - Q. In the booth alone?—A. Yes, sir.
 - Q. Were you challenged?—A. No, sir.
 - Q. Did you file an affidavit?—A. No, sir.

LEWIS RICHARDS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 - Q. Where were you born?—A. Wales.
 - Q. When?—A. 1862.
 - Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 - Q. Where did you vote?—A. First Ward of Dickson City.
 - Q. What year did you come to the United States?—A. 1865.
 - Q. How long have you lived in Pennsylvania?—A. About thirty years.
 - Q. How long have you lived in the First Ward of Dickson City?—A. About fifteen years.
 - Q. Have you lived there continuously fifteen years?—A. Yes, sir.
 - Q. Not away during the strike?—A. Not out of the State.
 - Q. Where were you?—A. Westmoreland County.
 - Q. Working?—A. Yes, sir.
 - Q. When did you go there?—A. The 1st of June.
 - Q. When did you return?—A. The 1st day of September.
 - Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Lewis Richards, dated the 6th of October, 1885, under the seal of the court, signed W. G. Daniels, clerk.)
- Q. These papers were issued to you?—A. Yes, sir.
 - Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 102, dated September 18, 1901, received of Lewis Richards, \$8.73, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.58, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. The tax collector.
 Q. When?—A. On the date of that receipt, I suppose.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dunmore.
 Q. When?—A. 1859.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Dickson City?—A. About twenty-two years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 979, dated March 6, 1902, received of Patrick Meehan \$11.88, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.15, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When did you pay it?—A. March.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN MULLEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Dickson City, First Ward.
 Q. When did you come to the United States?—A. 1888.
 Q. Did you come immediately to Pennsylvania?—A. No; I stayed from January to August in New York.
 Q. How long have you lived in the First Ward of Dickson City?—A. Between fourteen and fifteen years.
 Q. Have you lived there continuously for fourteen or fifteen years?—A. Yes.
 Q. Wasn't away during the strike?—A. I was away from May until the 4th of July.
 Q. Where were you?—A. Gouldsboro.
 Q. Pennsylvania?—A. Yes, sir.
 Q. Came back July 4?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Mullen, dated the 17th of October, 1893, under the seal of the court.)
 Q. What part of 1888 did you come to the country?—A. January.
 Q. Is that your paper?—A. Yes, sir.
 Q. You got that from the court?—A. Yes, sir.
 (Witness produces tax receipt No. 254, dated January 7, 1901, received of John Mullen \$2.85, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)
 Q. This was assessed to you?—A. Yes, sir.
 Q. You paid it yourself?—A. It was stopped from my money.

- Q. Do you remember when it was paid?—A. I think it is the 7th of January.
 Q. It was paid on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

WILLIAM SULLIVAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. It is sixty-seven years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. I was carried across; I don't remember.
 Q. You lived in Pennsylvania all the time?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Dickson?—A. Since November, four years ago.
 Q. Continuously there four years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, but I haven't got them here.
 Q. Did you ever get a naturalization paper?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 7, 1901, received of William Sullivan \$2.10, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes; it was stopped.
 Q. Weiland finally got the money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.

DAVID P. JONES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Five years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 7, 1901, received of David P. Jones \$2.16, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When did you pay it?—A. On the date marked here.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WINCEL STIELER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Austria.

- Q. When?—A. 1846.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1887.
 Q. Did you come right away to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Dickson City?—A. Nine years.
 Q. Continuously for nine years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Wenzel Steiler, dated the 16th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. That paper was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 397, dated December 7, 1901, received of Wenzel Steiler \$12.45, taxes for the year 1901, for the district of Dickson City, for the First Ward, including a county tax of \$2.25, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. This was assessed on your property?—A. Yes, sir.
 Q. Assessed in your name?—A. Yes, sir.
 Q. Your wife don't own the property?—A. No, sir.
 Q. You paid it on that date?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

THOMAS TURNER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. How long have you lived in the First Ward of Dickson City?—A. Between five and six years.
 Q. Continuously there for that time?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 15, dated March 8, 1902, received of Thomas Turner \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. With your own money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Paid it on the date of the receipt?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HENRY KLINKEL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1883.

- Q. When were you born?—A. 1858; September 18th.
 Q. How long have you lived in the First Ward of Dickson?—A. Over fourteen years.
 Q. Have you lived there continuously for fourteen years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Henry Klinkel, dated the 6th of October, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. Do you remember what year you came to this country?—A. In September.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 379, dated November 19, 1901, received of Henry Klinkel \$9.56, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.73, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. When?—A. On the date there.
 Q. Were you challenged?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRANK PERRIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1879.
 Q. How old were you last birthday?—A. Twenty-three.
 Q. When was it?—A. April.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1887.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Ten years.
 Q. Continuously there?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 979, dated April 26, 1902, received of Frank Perris \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. You have no naturalization paper?—A. No, sir.
 Q. Is your father a citizen of the United States?—A. Yes.
 Q. How old were you when he became a citizen?—A. I couldn't tell you.
 Q. Was he a citizen before you became 21 years of age?—A. Yes.
 Mr. GILROY. We object to the cross-examination, and ask that it be stricken out.

ALBERT HENNE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1883.
 Q. How long have you lived in Pennsylvania?—A. Fifteen or sixteen years.
 Q. How long in the First Ward of Dickson City?—A. A year and eight months.

- Q. You lived there continuously for that time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Albert Henne, dated the 21st of September, 1890, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. When did you come to the country?—A. 1888.
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1368, Scranton, Pa., December 10, 1901, received of Albert Henne for county taxes for 1901, \$1.13, signed B. Davis, collector.)
 Q. Prior to moving into the First Ward of Dickson City you lived in the Fifth Ward of Scranton?—A. Yes, sir.
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. Was it the only tax assessed to you that year?—A. Yes, sir.
 Q. When did you pay this tax?—A. When it is dated.
 Q. Did you receive this receipt the date you paid the taxes?—A. Yes, sir.
 Q. You have had this in your possession since December 10, 1901?—A. Yes, sir.
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

JOHN TURNER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson.
 Q. How long have you lived in Dickson City?—A. All my life.
 Q. How long in the First Ward of Dickson City?—A. Ten years.
 Q. Continuously for ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 579, dated December 28, 1901, received of John Turner \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Mr. Weiland.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS ROGERS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Twenty-eight years.
 Q. All your life?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. Mauch Chunk.
 Q. Working there?—A. Yes, sir.
 Q. When did you return?—The 4th of July.

- Q. You lived continuously from the 4th of July in the First Ward?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 679, dated February 8, 1902, received of Thomas Rogers \$2.02, taxes for the year 1901, for the district of Dixon City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. When?—The date it is dated.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you go into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HENRY SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. The first day of February, 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. When did you come to the United States?—A. 1881.
 Q. How long have you lived in Pennsylvania?—A. Twenty-two years.
 Q. How long have you lived in the First Ward of Dickson City?—A. About eleven years.
 Q. Continuously for eleven years?—A. Yes, sir.
 Q. You have a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Henry F. Smith, dated the 6th of October, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. That is your paper?—A. Yes, sir.
 Q. You were there in court and received this paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 114, dated September 26, 1901, received of Henry Smith \$12.04, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.18, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Assist anyone else to vote?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.

HENRY WHITEHALL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1864.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fifteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir; my father's papers.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 134, dated September 28, 1901, received of Henry Whitehall \$24.29, taxes for the year 1901, for the district of Dickson City.

First Ward, including a county tax of \$4.39, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live?—A. Main street.

By Mr. SICKLER:

- Q. Your father is a citizen of the United States?—A. Yes, sir.
 Q. How old were you when he became a citizen?—A. Nineteen years.
 Mr. GILROY. We move to strike out the cross-examination.

J. H. LEWIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1885.
 Q. How long have you lived in the First Ward of Dickson City?—A. A little over a year in the First Ward.
 Q. When did you move into the ward?—A. A little over a year: I have been in Dickson City ten years.
 Q. You moved from the Second Ward into the First?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John H. Lewis, dated October 4, 1890, under the seal of the court.)
 Q. You received that paper yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 679 dated January 14, 1902, received of J. H. Lewis \$4.57, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 83 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. Do you remember when?—A. January 14, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM JAMES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. South Wales.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1877.
 Q. How long have you lived in the First Ward of Dickson City?—About four years.
 Q. Continuously there for four years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William James, dated the 5th of October, 1882, under the seal of the court, signed Henry Somers, prothonotary.)
 Q. Do you remember what month it was you came to this country?—A. January, 1877.

Q. Have you tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. —, dated November 25, 1901, received of William James \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. When?—A. On that date there.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

CHARLES STANTON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Clinton Township, Wayne County, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. Five or six years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated February 27, 1902, received of Charles Stanton \$202, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Weiland.

Q. When?—A. On the date of that receipt.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

JACOB OLENDIKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Throp.

Q. Pennsylvania?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Archbald.

Q. How long have you lived in the First Ward of Dickson City?—A. Five years.

Q. Continuously?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 131, dated September 27, 1901, received of Jacob Olendike \$15.77, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.85, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Theodore Weiland.

Q. When?—A. The same day it is dated.

Q. Did you assist anyone marking their ballot?—A. No, sir.

Q. Did you receive any assistance?—A. No, sir.

Q. Were you sworn?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

THOMAS JENKINS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Dunmore, Pa.

Q. When?—A. The last of October, 1881.
 Q. How old were you last birthday?—A. 21.
 Q. October last you were 21?—A. Yes, sir.
 Q. Did you vote for Congressman?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City. First Ward.
 Q. How long have you lived in Dickson City borough?—A. Over eight years.
 Q. Continuously?—A. Yes, sir.
 Q. You never paid taxes?—A. No, sir.
 Q. Never had one assessed to you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. My father.
 Q. What is his name?—A. Joseph H. Jenkins.
 Q. Did you ask the board or ask your father to assist?—A. I asked the board and they gave me my father.

Q. You both voted at the same time?—A. Yes, sir.
 Q. While you were in the booth your father marked his ballot and told you how to mark yours?—A. He marked mine; he showed me; that was the first time he showed me how.

Q. You marked it yourself?—A. Yes, sir.
 Q. And then while you were in there your father marked his?—A. No, sir.
 Q. Had he already voted?—A. Yes, sir.
 Q. And then he went in merely to assist you?—A. Yes, sir.
 Q. You marked it under his instructions?—A. Yes, sir.
 Q. You have good eyesight?—A. Yes, sir.
 Q. You have free use of your hands?—A. Yes, sir.
 Q. You read and write?—A. No, sir.
 Q. Not at all?—A. No, sir.
 Q. If some one had instructed you to mark the ballot on the outside of the booth with a specimen ballot, couldn't you have gone into the booth yourself? Suppose your father had taken a specimen ballot, or a member of the board had, and they had shown you that specimen ballot and showed you how to mark it, couldn't you have gone in and marked your ballot without assistance?

Mr. SICKLER. We object to that question.

A. Yes; I could then.

Q. Where do you live?—A. Bowman street, First Ward.

By Mr. SICKLER:

Q. Did you tell the board you couldn't read and write?—A. Yes, sir.

Q. And you told them for that reason you wanted your father to assist you?—A. Yes, sir.

JERRY GEARY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About fifty-four years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1873.
 Q. How long have you lived in the First Ward of Dickson City?—A. Since 1889.
 Q. Continuously since then?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I had them long ago; they are mislaid.
 Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 679, dated February 8, 1902, received of Jerry Geary \$12.07, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.78, signed Theodore H. Weiland, collector.)

Q. You paid that yourself?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. I was there with him.
 Q. When you went to vote did you go into the booth alone?—A. Yes, sir.
 Q. Nobody with you?—A. No, sir.

- Q. You marked your ballot yourself?—A. Yes, sir.
 Q. Where do you live—what street?—A. Grant street.

ELIAS LAWRENCE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1882.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Three years.
 Q. Have you lived there continuously three years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Elias Lawrence, dated the 2d of October, 1894, under the seal of the court, signed T. H. Thomas, clerk.)
 Q. That paper was given to you?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 217, dated October 28, 1901, received of Elias Lawrence \$9.97, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.80, signed Theodore H. Weiland, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Weiland?—A. Yes, sir.
 Q. Where?—A. At his house.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM T. PERVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years last July.
 Q. Have you lived there continuously for ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 8, dated September 8, 1902, received of William T. Pervis \$16.07, taxes for the year 1902, for the district of Dickson City, First Ward, including a county tax of \$3.15, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

MORLEY HAWK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dunmore.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of the borough of Dickson City?—A. Twenty years.
 Q. Continuously?—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 685, dated December 12, 1901, received of Morley Hawk \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOSEPH JENKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. How old are you?—A. Forty-two last birthday.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. About nine years the last time.
 Q. Continuously there for nine years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated December 7, 1901, received of Joseph Jenkins \$9.55, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.73, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. On the date of this receipt?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE WOOD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson.
 Q. Where were you born?—A. New York State.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Thirty years.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. Eighteen years.
 Q. How long in the First Ward of Dickson City borough?—A. Five years.
 Q. Have you lived there continuously for five years?—A. Yes, sir.
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 15, 1902, received of George Wood \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. When?—A. The date of the receipt.
 Q. Did you assist anyone in marking their ballot?—A. No, sir.
 Q. Did you receive any assistance yourself?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

ISRAEL MUSCOVITCH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Hungary.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1883.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the First Ward of Dickson City?—A. Ten years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Israel Muscovitch, dated the 5th of October, 1888, under the seal of the court, signed Thomas H. Dale, proty.)

Q. Do you remember what time in 1883 you came here, what month?—A. In June.

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 160, dated September 30, 1901, received of Israel Muscovitch \$32.59, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$5.89, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Weiland.

Q. When?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

GEORGE SMITH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Dickson City.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Dickson City?—A. A year the 29th of last May.

Q. Have you lived there continuously since?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 217, dated October 25, 1901, received of George Smith \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Theodore Weiland.

Q. When?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN JUDGE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. Twenty-nine years.

Q. Never been out of the ward to live?—A. No, sir; I moved out of the ward the first of the year.

Q. After this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, duplicate, No. 679, dated December 12, 1901; received of John Judge \$6.64, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.20, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. Weiland?—A. Yes, sir.

Q. When?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. In the booth alone?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS KING, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1887.

Q. How long have you lived in Pennsylvania?—A. Since 1887.

Q. How long in the First Ward of Dickson City?—A. Ten years.

Q. Continuously?—A. Yes, sir.

Q. Now out of the ward?—A. I was away during the strike on a little trip.

Q. Where were you?—A. British Columbia.

Q. When did you go out?—A. The 1st of July.

Q. And come back?—A. The latter part of August.

Q. You had naturalization papers?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Thomas King, dated the 8th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. This is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 103, dated September 18, 1901; received of Thomas King \$9.76, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.76, signed Theodore H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Why was it you went away during the strike?—A. To work a little.

Q. Was it for the purpose of finding temporary employment?—A. Yes, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

Q. You have a family?—A. Yes; in the First Ward.

Q. They remained here while you were gone?—A. Yes, sir.

JOHN T. PARKS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1861.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1885.
 Q. How long have you lived in Pennsylvania?—A. I couldn't tell.
 Q. How long in the First Ward of Dickson?—A. Between two and three years.
 Q. Before this election?—A. Yes, sir.
 Q. Never moved out?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County, dated the 4th of October, 1884, to John T. Parks, under the seal of the court, signed Lewis K. Strung, clerk.)

- Q. Is this your tax receipt?—A. Yes, sir.

(Witness produces tax receipt from J. A. Scranton, treasurer of Lackawanna County, including a county tax of 53 cents, dated June 26, 1901.)

- Q. You paid this tax to the county treasurer yourself?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you give anybody assistance marking their ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

SAMUEL VILE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. South Wales.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Dickson City, First Ward.
 Q. When did you come to this country?—A. 1891.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of the borough of Dickson City?—A. Five or six years.

- Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Clearfield County, Pa.
 Q. Working there?—A. Yes, sir.
 Q. When did you go?—A. In May.
 Q. When did you return?—A. October.
 Q. What part of October?—A. About the 20th.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Samuel Vile, dated the 8th of January, 1900, under the seal of the court.)

- Q. That is your paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated November 9, 1901; received of Samuel Vile, \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)

- Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. What were you doing in Clearfield County?—A. Working.
 Q. Did you go out for the purpose of finding temporary employment?—A. Yes, sir.
 Q. You are a married man?—A. Yes, sir.
 Q. You left your family here?—A. Yes, sir.

Now, February 4, 1903, at 12.15 o'clock, hearing is adjourned until 1 o'clock p. m. same day.

Now, February 4, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

WILLIAM G. PERVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City borough?—A. About ten years.
 Q. Have you lived there continuously ten years?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Pittsburg,
 Q. When did you go there?—A. May.
 Q. When did you return?—A. September.
 Q. What part of September?—A. The 5th or 6th.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 150, dated September 29, 1901, received of William G. Pervis \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. When did you pay it?—A. On that date.
 Q. Did you ever receive naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 5th of October, 1894, to William G. Pervis, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You went to court and received it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. What did you do when you were out at Pittsburg during the strike?—A. Worked in a mill.
 Q. Did you go out there for the purpose of finding temporary employment?—A. Yes; while the strike lasted.

ROBERT REED, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania, Scranton.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. You lived in Pennsylvania all your life?—A. Since seven or eight years. I went away a year and come back five years ago.
 Q. How long have you lived in the First Ward of Dickson City?—A. Three and a half years.
 Q. Continuously before this election?—A. Yes, sir.
 Q. Not away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Cambria County, Pa.
 Q. When did you go there?—A. The 12th of June.
 Q. When did you return?—A. The 1st of September.
 Q. Worked there?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 9, 1901, received of R. L. Reeves \$13.13, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of \$2.45, signed Theodore H. Weiland, collector.)

- Q. You paid that tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. Do you remember when you paid it?—A. On that day.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

CHARLES SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1903, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Dickson City, First Ward.
 Q. How long have you lived in Pennsylvania?—A. Very nearly all my life.
 Q. How long in the First Ward of Dickson City?—A. Thirteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 179, dated October 23, 1901, received of Charles Smith \$13. taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.59, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When?—A. The 23d of October, 1901.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PETER J. McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About thirty-eight years ago.
 Q. Did you vote at the election held November 4, 1903, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. When did you come to the United States?—A. I came in 1888, I guess.
 Q. How long have you lived in Pennsylvania?—A. About twelve years.
 Q. All that time?—A. No; twelve years.
 Q. How long have you lived in the Second Ward of Archbald?—A. About—over ten years.
 Q. Continuously?—A. Yes, sir.
 Q. Haven't been out?—A. During the strike.
 Q. Where were you during the strike?—A. Philadelphia.
 Q. Working there?—A. Yes, sir.
 Q. When did you go down there?—A. The latter part of May.
 Q. When did you get back?—A. The first week of August.
 Q. Are you a married man?—A. Yes, sir.
 Q. Your family lived in Archbald that time?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Peter J. McDonnell, dated the 17th of March, 1902, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. That was issued to you?—A. Yes, sir.
 Q. You went to court and received it?—A. Yes, sir.
 (Witness produces tax receipt No. 257, dated January 15, 1902; received of Peter J. McDonnell \$2.05, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 81 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Was it stopped?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.

- Q. You receive this receipt in lieu of \$2.05?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Mark anybody else's ballot?—A. Yes, sir.
 Q. For what reason did you mark it?—A. He couldn't read or write.
 Q. Whose ballot did you mark?
 Mr. SICKLER. We object to that.
 A. I don't know as that makes any difference.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN RUSH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Poland.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1885.
 Q. Did you come right away to Pennsylvania?—A. Yes; only was two weeks in New York.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years; in Dickson two years—the First Ward.
 Q. Did you live two years in the First Ward before the election?—A. More than a year, and the Third Ward eight years.
 Q. You lived at least two two months in the ward before this election?—A. Over a year.
 Q. Were you away during the strike?—A. I was home.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Rush, dated the 18th of September, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You went down and got this yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated November 18, 1902, received of John Rush \$2.65, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. Weiland.
 Q. When did you pay it; on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No; I marked it myself.
 Q. You read and write?—A. Yes, sir.
 Q. You were in the booth alone?—A. Yes, sir.
 Q. Nobody in there with you?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

CASPER WITTENBERGER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Switzerland.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. When did you come to the United States?—A. 1886.
 Q. How long have you lived in this State?—A. All the time.
 Q. How long in the First Ward of Dickson City?—A. Ten or twelve years.
 Q. Continuously?—A. Yes, sir.

Q. Wasn't away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Casper Wittenberger, dated the 2d of October, 1891, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Do you remember what time in the year 1886 you came to this country?—A. It was the 5th of February.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 26, dated August 28, 1901, received of Casper Wittenberger \$9.15, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.65, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. Do you remember when?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

ANTHONY UDER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. I couldn't say for sure. I was raised in Poland.

Q. When did you come to this country?—A. 1880.

Q. How old were you?—A. I was fourteen years old.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. Dickson City, First Ward.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. Since 1882?—A. Yes, sir.

Q. How long have you lived in the First Ward of Dickson City?—A. Three years.

Q. Before this election, three years?—A. I was away during the strike for six weeks.

Q. Where were you?—A. Paterson, N. J.

Q. Were you working there?—A. I was working a couple of days.

Q. When did you come back?—A. About the 10th of August.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Carbon County, Mauch Chunk, dated the 4th of October, 1888, under the seal of the court, signed J. W. Esser, prothonotary.)

Q. Was this the paper you received?—A. I didn't receive this paper myself, but Thomas Daniels sent for the duplicate.

Q. You just got this lately?—A. Yes; last Monday I received that.

Q. This is not the paper you got at that time?—A. No, sir.

Q. Have you a county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 819, dated March 9, 1901, received of Anthony Uder \$7.50, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.40, signed Theodore H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. When did you pay it?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. How many days did you say you worked in New Jersey?—A. I couldn't tell you for sure. I worked—I was there for six weeks.

Q. Why did you go down to New Jersey?—A. Just to see my uncle, and I thought I would get a job.

Q. You didn't intend to stay down there?—A. No, sir; just to see the relatives, and then I tried a job to see what kind of work was there.

Q. You left your family in your absence?—A. Yes, sir.

JOSEPH GEARY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. Buttermilk Falls, Wyoming County, Pa.

Q. What date?—A. The 7th of June, 1880.

Q. You were 22 years old June 7, 1902?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, First Ward.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Dickson City?—A. Since 1889.

Q. Lived continuously there?—A. Yes, sir.

Q. Were you away during the strike?—A. About four weeks.

Q. Where were you?—A. New York.

Q. What four weeks was it? When did you go?—A. The second day after the strike was declared.

Q. When did you come back?—A. Four weeks after that.

Q. That was in June?—A. Yes, sir.

Q. Do you remember what time in June it was?—A. No, sir; it was the first part.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Never had one assessed to you?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. What did you do while you were in New Jersey?—A. I worked a couple of weeks on the elevated railroad.

Q. Why did you go up there?—A. To see my sister.

Q. While you were there you worked a little?—A. Yes, sir.

Q. You didn't intend to stay there?—A. No, sir.

Q. You say you have never paid tax?—A. I never paid a tax.

LUKE HALL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. About 1884.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the First Ward of Dickson City?—A. About four years.

Q. Continuously for four years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Philadelphia.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. June.

Q. When did you return?—A. The latter part of October.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Luke Hall, dated the 16th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You say you came to the country in 1884?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 2, dated January 27, 1902, received of Luke

- Q. You marked your ballot yourself?—A. Yes, sir.
 Q. Where do you live—what street?—A. Grant street.

ELIAS LAWRENCE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City. First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1882.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Three years.
 Q. Have you lived there continuously three years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Elias Lawrence, dated the 2d of October, 1894, under the seal of the court, signed T. H. Thomas, clerk.)
 Q. That paper was given to you?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 217, dated October 28, 1901, received of Elias Lawrence \$9.97, taxes for the year 1901 for the district of Dickson City. First Ward, including a county tax of \$1.80, signed Theodore H. Weiland, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Weiland?—A. Yes, sir.
 Q. Where?—A. At his house.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM T. PERVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years last July.
 Q. Have you lived there continuously for ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 8, dated September 8, 1902, received of William T. Pervis \$16.07, taxes for the year 1902, for the district of Dickson City, First Ward, including a county tax of \$3.15, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

MORLEY HAWK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dunmore.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of the borough of Dickson City?—A. Twenty years.
 Q. Continuously?—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 685, dated December 12, 1901, received of Morley Hawk \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you assist anyone else?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOSEPH JENKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. How old are you?—A. Forty-two last birthday.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. About nine years the last time.
 Q. Continuously there for nine years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated December 7, 1901, received of Joseph Jenkins \$9.55, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.73, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. On the date of this receipt?—A. Yes, sir.
 Q. Did you receive any assistance in marking you ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE WOOD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson.
 Q. Where were you born?—A. New York State.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. How old are you?—A. Thirty years.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. Eighteen years.
 Q. How long in the First Ward of Dickson City borough?—A. Five years.
 Q. Have you lived there continuously for five years?—A. Yes, sir.
 Q. Have you a State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 15, 1902, received of George Wood \$2.53, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. When?—A. The date of the receipt.
 Q. Did you assist anyone in marking their ballot?—A. No, sir.
 Q. Did you receive any assistance yourself?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

ISRAEL MUSCOVITCH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Hungary.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1883.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the First Ward of Dickson City?—A. Ten years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Israel Muscovitch, dated the 5th of October, 1888, under the seal of the court, signed Thomas H. Dale, proty.)

Q. Do you remember what time in 1883 you came here, what month?—A. In June.

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 160, dated September 30, 1901, received of Israel Muscovitch \$32.59, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$5.89, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Weiland.

Q. When?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

GEORGE SMITH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Dickson City.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Dickson City?—A. A year the 29th of last May.

Q. Have you lived there continuously since?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 217, dated October 25, 1901, received of George Smith \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Theodore Weiland.

Q. When?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN JUDGE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. Twenty-nine years.

Q. Never been out of the ward to live?—A. No, sir; I moved out of the ward the first of the year.

Q. After this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt, duplicate, No. 679, dated December 12, 1901; received of John Judge \$6.64, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.20, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. Weiland?—A. Yes, sir.

Q. When?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. In the booth alone?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS KING, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1887.

Q. How long have you lived in Pennsylvania?—A. Since 1887.

Q. How long in the First Ward of Dickson City?—A. Ten years.

Q. Continuously?—A. Yes, sir.

Q. Now out of the ward?—A. I was away during the strike on a little trip.

Q. Where were you?—A. British Columbia.

Q. When did you go out?—A. The 1st of July.

Q. And come back?—A. The latter part of August.

Q. You had naturalization papers?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Thomas King, dated the 8th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. This is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 108, dated September 18, 1901; received of Thomas King \$9.76, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.76, signed Theodore H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Why was it you went away during the strike?—A. To work a little.

Q. Was it for the purpose of finding temporary employment?—A. Yes, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

Q. You have a family?—A. Yes; in the First Ward.

Q. They remained here while you were gone?—A. Yes, sir.

JOHN T. PARKS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1861.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1865.
 Q. How long have you lived in Pennsylvania?—A. I couldn't tell.
 Q. How long in the First Ward of Dickson?—A. Between two and three years.
 Q. Before this election?—A. Yes, sir.
 Q. Never moved out?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County, dated the 4th of October, 1884, to John T. Parks, under the seal of the court, signed Lewis K. Strung, clerk.)

- Q. Is this your tax receipt?—A. Yes, sir.

(Witness produces tax receipt from J. A. Scranton, treasurer of Lackawanna County, including a county tax of 53 cents, dated June 26, 1901.)

- Q. You paid this tax to the county treasurer yourself?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you give anybody assistance marking their ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

SAMUEL VILE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. South Wales.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Where did you cast your ballot?—A. Dickson City, First Ward.
 Q. When did you come to this country?—A. 1891.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of the borough of Dickson City?—A. Five or six years.

- Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Clearfield County, Pa.
 Q. Working there?—A. Yes, sir.
 Q. When did you go?—A. In May.
 Q. When did you return?—A. October.
 Q. What part of October?—A. About the 20th.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Samuel Vile, dated the 8th of January, 1900, under the seal of the court.)

- Q. That is your paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated November 9, 1901; received of Samuel Vile, \$2.53. taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)

- Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. What were you doing in Clearfield County?—A. Working.
 Q. Did you go out for the purpose of finding temporary employment?—A. Yes, sir.
 Q. You are a married man?—A. Yes, sir.
 Q. You left your family here?—A. Yes, sir.

Now, February 4, 1903, at 12.15 o'clock, hearing is adjourned until 1 o'clock p. m. same day.

Now, February 4, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

WILLIAM G. PERVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City borough?—A. About ten years.
 Q. Have you lived there continuously ten years?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Pittsburg.
 Q. When did you go there?—A. May.
 Q. When did you return?—A. September.
 Q. What part of September?—A. The 5th or 6th.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 150, dated September 29, 1901, received of William G. Pervis \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 80 cents, signed Theodore H. Weiland, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. When did you pay it?—A. On that date.
 Q. Did you ever receive naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 5th of October, 1894, to William G. Pervis, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You went to court and received it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. What did you do when you were out at Pittsburg during the strike?—A. Worked in a mill.
 Q. Did you go out there for the purpose of finding temporary employment?—A. Yes; while the strike lasted.

ROBERT REED, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania, Scranton.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. You lived in Pennsylvania all your life?—A. Since seven or eight years. I went away a year and come back five years ago.
 Q. How long have you lived in the First Ward of Dickson City?—A. Three and a half years.
 Q. Continuously before this election?—A. Yes, sir.
 Q. Not away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Cambria County, Pa.
 Q. When did you go there?—A. The 12th of June.
 Q. When did you return?—A. The 1st of September.
 Q. Worked there?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 9, 1901, received of R. L. Reeves \$13.13, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of \$2.45, signed Theodore H. Weiland, collector.)

- Q. You paid that tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. Do you remember when you paid it?—A. On that day.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

CHARLES SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Dickson City, First Ward.
 Q. How long have you lived in Pennsylvania?—A. Very nearly all my life.
 Q. How long in the First Ward of Dickson City?—A. Thirteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 179, dated October 23, 1901, received of Charles Smith \$13, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.59, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. When?—A. The 23d of October, 1901.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PETER J. McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About thirty-eight years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Archbald.
 Q. When did you come to the United States?—A. I came in 1888, I guess.
 Q. How long have you lived in Pennsylvania?—A. About twelve years.
 Q. All that time?—A. No; twelve years.
 Q. How long have you lived in the Second Ward of Archbald?—A. About—over ten years.
 Q. Continuously?—A. Yes, sir.
 Q. Haven't been out?—A. During the strike.
 Q. Where were you during the strike?—A. Philadelphia.
 Q. Working there?—A. Yes, sir.
 Q. When did you go down there?—A. The latter part of May.
 Q. When did you get back?—A. The first week of August.
 Q. Are you a married man?—A. Yes, sir.
 Q. Your family lived in Archbald that time?—A. Yes, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Peter J. McDonnell, dated the 17th of March, 1902, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. That was issued to you?—A. Yes, sir.
 Q. You went to court and received it?—A. Yes, sir.
 (Witness produces tax receipt No. 257, dated January 15, 1902; received of Peter J. McDonnell \$2.05, taxes for the year 1901 for the district of Archbald, Second Ward, including a county tax of 81 cents, signed P. J. McDonnell, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. Was it stopped?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.

- Q. You receive this receipt in lieu of \$2.05?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Mark anybody else's ballot?—A. Yes, sir.
 Q. For what reason did you mark it?—A. He couldn't read or write.
 Q. Whose ballot did you mark?
 Mr. SICKLER. We object to that.
 A. I don't know as that makes any difference.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN RUSH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Poland.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1885.
 Q. Did you come right away to Pennsylvania?—A. Yes; only was two weeks in New York.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years; in Dickson two years—the First Ward.
 Q. Did you live two years in the First Ward before the election?—A. More than a year, and the Third Ward eight years.
 Q. You lived at least two two months in the ward before this election?—A. Over a year.
 Q. Were you away during the strike?—A. I was home.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Rush, dated the 18th of September, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You went down and got this yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated November 13, 1902, received of John Rush \$2.65, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. Weiland.
 Q. When did you pay it: on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No; I marked it myself.
 Q. You read and write?—A. Yes, sir.
 Q. You were in the booth alone?—A. Yes, sir.
 Q. Nobody in there with you?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.

CASPER WITTENBERGER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. Switzerland.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. When did you come to the United States?—A. 1886.
 Q. How long have you lived in this State?—A. All the time.
 Q. How long in the First Ward of Dickson City?—A. Ten or twelve years.
 Q. Continuously?—A. Yes, sir.

Q. Wasn't away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Casper Wittenberger, dated the 2d of October, 1891, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Do you remember what time in the year 1886 you came to this country?—A. It was the 5th of February.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 26, dated August 28, 1901, received of Casper Wittenberger \$9.15, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.65, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. Do you remember when?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

ANTHONY UDER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. I couldn't say for sure. I was raised in Poland.

Q. When did you come to this country?—A. 1880.

Q. How old were you?—A. I was fourteen years old.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. Dickson City, First Ward.

Q. How long have you lived in Pennsylvania?—A. All the time.

Q. Since 1882?—A. Yes, sir.

Q. How long have you lived in the First Ward of Dickson City?—A. Three years.

Q. Before this election, three years?—A. I was away during the strike for six weeks.

Q. Where were you?—A. Paterson, N. J.

Q. Were you working there?—A. I was working a couple of days.

Q. When did you come back?—A. About the 10th of August.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Carbon County, Manch Chunk, dated the 4th of October, 1888, under the seal of the court, signed J. W. Esser, prothonotary.)

Q. Was this the paper you received?—A. I didn't receive this paper myself, but Thomas Daniels sent for the duplicate.

Q. You just got this lately?—A. Yes; last Monday I received that.

Q. This is not the paper you got at that time?—A. No, sir.

Q. Have you a county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 819, dated March 9, 1901, received of Anthony Uder \$7.50, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.40, signed Theodore H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. When did you pay it?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. File an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. How many days did you say you worked in New Jersey?—A. I couldn't tell you for sure. I worked—I was there for six weeks.

Q. Why did you go down to New Jersey?—A. Just to see my uncle, and I thought I would get a job.

Q. You didn't intend to stay down there?—A. No, sir; just to see the relatives, and then I tried a job to see what kind of work was there.

Q. You left your family in your absence?—A. Yes, sir.

JOSEPH GEARY, called and sworn.

Direct examination by Mr. GILROY: *

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. Buttermilk Falls, Wyoming County, Pa.

Q. What date?—A. The 7th of June, 1880.

Q. You were 22 years old June 7, 1902?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, First Ward.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Dickson City?—A. Since 1889.

Q. Lived continuously there?—A. Yes, sir.

Q. Were you away during the strike?—A. About four weeks.

Q. Where were you?—A. New York.

Q. What four weeks was it? When did you go?—A. The second day after the strike was declared.

Q. When did you come back?—A. Four weeks after that.

Q. That was in June?—A. Yes, sir.

Q. Do you remember what time in June it was?—A. No, sir; it was the first part.

Q. Have you a State or county tax receipt?—A. No, sir.

Q. Never had one assessed to you?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. What did you do while you were in New Jersey?—A. I worked a couple of weeks on the elevated railroad.

Q. Why did you go up there?—A. To see my sister.

Q. While you were there you worked a little?—A. Yes, sir.

Q. You didn't intend to stay there?—A. No, sir.

Q. You say you have never paid tax?—A. I never paid a tax.

LUKE HALL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. About 1884.

Q. How long have you lived in Pennsylvania?—A. Ever since.

Q. How long in the First Ward of Dickson City?—A. About four years.

Q. Continuously for four years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Philadelphia.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. June.

Q. When did you return?—A. The latter part of October.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Luke Hall, dated the 16th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You say you came to the country in 1884?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 2, dated January 27, 1902, received of Luke

Hall \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir; he collected it in the office.
- Q. Your money paid it?—A. Yes, sir.
- Q. You received this receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Where did you say you were during the strike?—A. Philadelphia.
- Q. What were you doing there?—A. Working there.
- Q. Why did you go?—A. I just went down first for a visit.
- Q. And then you worked while you were there?—A. Yes, sir.
- Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. Suppose you had struck a nice job there, you might have been there yet?—A. Yes, sir.

WILLIAM R. JONES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Peckville.
 - Q. Where were you born?—A. Wales.
 - Q. When?—A. 1878.
 - Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 - Q. Where did you vote?—A. Dickson City.
 - Q. What ward?—A. First Ward.
 - Q. What year did you come to the United States?—A. 1886.
 - Q. Did you come immediately to Pennsylvania?—A. Yes, sir.
 - Q. How long have you lived in the First Ward of Dickson City?—A. About ten years.
 - Q. When did you move away from the ward?—A. Last October.
 - Q. What part of October did you move?—A. About the 15th.
 - Q. You moved with your father?—A. No, sir; with myself.
 - Q. You moved with your family up here?—A. Yes, sir.
 - Q. Have you a naturalization paper?—A. No, sir.
 - Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 35, dated August 29, 1901, received of William R. Jones \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.

By Mr. SICKLER:

- Q. Is your father a citizen of the United States?
- Mr. GILROY. We object to that and ask to strike it out.
- A. Yes, sir.
 - Q. How old were you when he became a citizen?—A. Twenty-three or something like that.
 - Q. Did he become a citizen before you were 21?—A. Yes, sir.
 - Q. As I understand, you moved away from the First Ward of Dickson City about the 15th of October?—A. Yes, sir.
 - Q. Did you say you went back to vote?—A. No, sir.
 - Q. Where did you vote?—A. I voted in the First Ward of Dickson City.
 - Q. Did you go back to vote after you had moved?—A. No, sir; I voted before I moved.
 - Q. Aren't you mistaken on the date on which you moved?—A. I ain't sure what date I did move—it was somewhere in October.
 - Q. Are you positive that you moved after the election?—A. Yes.
 - Q. You were living there at the time of the election?—A. Yes.
 - Q. You couldn't swear as to the time at which you moved?—A. No.

By Mr. GILROY:

Q. You say you moved on the 15th of October?—A. I ain't sure; it was around in October somewhere.

WILLIAM R. JONES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Wales.

Q. When?—A. 1851.

Q. Was your son examined here this morning?—A. No, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1879.

Q. How long have you lived in the First Ward of Dickson City?—A. About four years.

Q. Continuously?—A. Yes, sir.

Q. Away during the strike?—A. No, sir.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, to William R. Lewis, dated the 6th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated January 27, 1902, received of William R. Lewis \$2.12, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. You paid that yourself?—A. He stopped it in the office.

Q. You received that in your envelope?—A. Yes, sir.

Q. Didn't receive the money?—A. No, sir.

Q. Did you receive any assistance in marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir?

JAMES LOGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir; I voted; not for Congressman.

Q. You voted the other parts of the ticket and didn't vote for Congressman?—A. Those I wanted to vote for I voted for them; I didn't vote for Congressman.

JACOB MILLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1835.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1871.

Q. How long have you lived in that election district?—A. All the time.

Q. Ever since 1871?—A. Yes, sir.

Q. In what is now the First Ward?—A. I lived in the Third Ward and moved into the First Ward eight years ago.

Q. You haven't moved out in eight years?—A. No, sir.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, to Jacob Miller, dated the 4th of October, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 77, dated October 18, 1902, received of Jacob Miller \$7.70, taxes for the year 1902, for the district of Dickson City, First Ward, including a county tax of \$1.50, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Is this the only tax receipt you have with you?—A. That is all I have here.

Q. Do you remember when you paid the tax the last time before October 18, 1902?—A. No, sir.

Q. Could you tell anywhere near the time?—A. I have my tax receipts home.

JOHN REILLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. First Ward of Dickson City.

Q. How long have you lived in Pennsylvania?—A. All my life.

Q. How long in the First Ward of Dickson City?—A. About three years.

Q. Not away during the strike?—A. Yes, sir.

Q. Where?—A. In New York.

Q. Working there?—A. Yes sir.

Q. When did you leave?—A. August.

Q. When did you return?—A. August. I was only away two weeks.

Q. Were you working there?—A. I started to work a while.

Q. Then you came back in August?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 473, dated December 7, 1901, received of John Reilly \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Do you know when you paid it?—A. On this date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. For what purpose did you go to New York?—A. Merely on a visit.

Q. You didn't intend to stay there?—A. No, sir.

SAMUEL PUGH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. Dickson City, First Ward.

Q. When did you come to the United States?—A. 1891.

Q. Came immediately to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the First Ward of Dickson City?—A. Ever since I came.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Samuel Pugh, dated the 8th of October, 1899, under the seal of the court, signed J. Copeland, prothonotary.)

Q. You received this yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated April 16, 1902, received of Samuel Pugh, \$10.38, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.88, signed Theodore H. Weiland, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN RIES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When were you born?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

Q. Where did you cast your ballot?—A. First Ward of Dickson City.

Q. When did you come to the United States?—A. 1871.

Q. Did you come immediately to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the First Ward of Dickson City?—A. Since last April.

Q. Where did you move from into the First Ward of Dickson City?—A. From the Second Ward.

Q. Have you lived in that First Ward continuously since April, 1902, up to the time of the election of November, 1902?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated January 27, 1902, received of John Reiss \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

Q. Did you pay that tax yourself?—A. Yes, sir; taken out of my pay.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You live in Priceburg. Do you mean Dickson City?—A. Yes, sir.

Q. Are they the same place?—A. Yes, sir.

Q. In which ward of Dickson do you live?—A. The First Ward now.

Q. Is your father a citizen of the United States?

Mr. GILROY. We object to that question.

A. Yes, sir.

Q. How old were you when he became a citizen?

Mr. GILROY. We object to that question.

A. I couldn't tell about that.

Q. You were under age?—A. Yes, sir.

Q. He became a citizen before you were 21 years old?—A. Yes, sir.

Mr. GILROY. We move to strike that out.

EVAN JERVIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.

- Q. Did you vote in the First Ward of Dickson City?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 7, 1901, received of Evan Jervis \$2.85, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theodore H. Weiland, collector.)
 Q. You got this duplicate when?—A. Just got it; I lost my own.
 Q. You paid this tax January 7, 1901?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Nobody challenged you?—A. No, sir.

DAVID MORRIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1861, the 26th of November.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Seven years next June.
 Q. Have you a county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt dated December 12, 1901, received of David Morris \$3.44, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 64 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN SCHMITTBERGER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1855, the 7th of May.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in the First Ward of Dickson City?—A. Three years last month.
 Q. Live there continuously three years?—A. Yes, sir.
 Q. Didn't move out?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 10th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 979, dated May 6, 1902, received of John Schmittberger \$15.27, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.81, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. When did you pay that tax?—A. On the date of the receipt.
 Q. Were you challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

GEORGE KIDER. called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Dickson City borough, First Ward.
 Q. When did you come to the United States?—A. 1892.
 Q. Did you come right to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Dickson City?—A. Since.
 Q. Continuously?—A. Yes, sir.
 Q. Wasn't away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to George Kider, dated the 12th of January, 1898, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. This is your paper?—A. Yes, sir.
 Q. You went down there and got it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 179, dated October 11, 1901, received of George Kider \$11.42, taxes for the year 1901, including a county tax of \$2.06, signed Theodore H. Welland, collector.)
 Q. When?—A. The same as the receipt is dated.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PATRICK LOGAN. called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Priceburg.
 Q. The First Ward of Dickson?—A. Yes, sir.
 Q. Where were you born?—A. Avoca, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the First Ward of Dickson City?—A. About fifteen years.
 Q. Continuously?—A. No, sir.
 Q. When did you move out?—A. I lived in the Second Ward and Third Ward.
 Q. When did you move into the First Ward the last time?—A. About 1900.
 Q. You lived there in that First Ward at least two months prior to this election of 1902?—A. I was away in New York.
 Q. When were you away?—A. About 1889.
 Q. You came back about 1900?—A. Yes, sir.
 Q. Lived in that ward at least two months before that election?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. No, sir; I was not assessed.
 Q. Where do you live?—A. Priceburg.
 Q. What street?—A. Main street.

By Mr. SICKLER:

- Q. Didn't you ever pay taxes?—A. Yes; before I went away.
 Q. Have you paid one since you returned?—A. No, sir; I will pay it.
 Q. Do you know about the date you returned from New York?—A. Well, no.
 Q. Was it toward the end of 1900?—A. I don't know just the date.
 Q. Was it toward the end of the year 1900?—A. It was in 1900; I think it was the time of the last strike.
 Q. Do you remember the date on which you paid your last taxes?—A. No, sir.

JAMES MCGOWAN, Jr., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Olyphant.
- Q. When?—A. 1875.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. How long have you lived in the First Ward of Dickson City?—A. Eleven years.
- Q. Continuously?—A. Yes, sir.
- Q. Away during the strike?—A. No, sir.
- Q. You were in the First Ward at least two months prior to the election of November 4, 1902?—A. I think so.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated February 15, 1902, received of James McGowan, jr., \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. When did you pay it?—A. The date is there.
- Q. You received no assistance marking your ballot?—A. No, sir.
- Q. You were not challenged?—A. No, sir.
- Q. You didn't swear in your vote?—A. No, sir.
- Q. Didn't file an affidavit?—A. No, sir.

MICHAEL MOXEMOVITZ, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Russia.
- Q. When were you born?—A. 1867.
- Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. What year did you come to the United States?—A. I don't know.
- Q. How old were you when you came?—A. About 18 or 19 years.
- Q. You came right to Pennsylvania—this State?—A. Yes, sir.
- Q. Down in Luzerne County?—A. Yes, sir.
- Q. How long have you lived in the First Ward of Dickson City?—A. Three years and five months.
- Q. Continuously?—A. Yes, sir.
- Q. Have you naturalization paper?—A. Yes, sir.
- (The witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Michael Moxemovitz, dated 6th of October, 1899, under the seal of the court, signed Paul Dasch, clerk.)
- Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated November 27, 1901, received of Michael Moxemovitz \$9.97, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.80, signed Theodore H. Weiland, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. To whom?—A. Weiland.
- Q. When?—A. The same as the date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

ALBERT STANTON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Pennsylvania.
- Q. When?—A. December 28, 1880.

- Q. You were 22 years old December 28, 1902?—A. Yes, sir.
 Q. What date?—A. The 28th of December.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Between five and six years.
 Q. Lived there continuously for five or six years in that ward?—A. Yes, sir.
 Q. Have you your State or county tax receipt?—A. No, sir.
 Q. Never had one assessed?—A. No, sir.
 Q. Did you have any assistance marking your ballot?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you vote on age at that election?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Were you registered?—A. I don't know.
 Q. Did the election officers have your name on the list of voters?—A. Yes, sir.
 Q. Then you were registered?—A. Yes, sir.

By Mr. GILROY:

- Q. You say your name was on the list?—A. Yes, sir.
 Q. Did you notice what list they had, whether it was the voting list or the register list?—A. No, sir.
 Q. You just conjecture?—A. I don't know.

By Mr. SICKLER:

- Q. You know your name was there?—A. Yes, sir.
 Q. When you told them what your name was they called it out?—A. Yes, sir.

By Mr. GILROY:

- Q. Do you know what list they had?—A. No, sir.

JOSEPH OBELKEWICH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Russia.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. When were you born?—A. I think in 1871.
 Q. What year did you come to the United States?—A. I can't tell, exactly; I think about 1888.
 Q. How long have you lived in the First Ward of Dickson City?—A. One year and seven months.
 Q. Where did you live before that?—A. I lived four years in the Second Ward.
 Q. You lived continuously in the First Ward at least a year before this election?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Obelkewich, dated the 19th of January, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. This paper was given to you?—A. Yes, sir.
 (Witness produces tax receipt dated November 28, 1901, received of Joseph Obelkewich \$2.53, taxes for the year 1901 for the district of Dickson City, First Ward, including county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that tax yourself?—A. Yes; in the office.
 Q. You received that receipt in instead of that much money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE MILLER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. When were you 22; how old are you now?—A. Twenty-four the 14th of July last.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Eight years.
 Q. Continuously for eight years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 74, dated October 18, 1902, received of George Miller \$1.90, taxes for the year 1902 for the district of Dickson City borough, First Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you go into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live, what street?—A. Beaumont street.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. That is the only one.
 Q. You have paid a tax before this?—A. No, sir.
 Q. This is the first tax you ever paid?—A. Yes, sir.

Now, February 5, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa.

Joseph F. Gilroy appears for contestant; Jesse E. Sickler appears for respondent.

THOMAS WILMOT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. South Canaan, Wayne County, Pa.
 Q. When?—A. 1869, in May.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. Thirty-four years.
 Q. How long in the Second Ward of Dickson City?—A. About three years, I think.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 174, dated October 1, 1901, received of Thomas Wilmot \$9.42, taxes for the year 1901 for the district of Dickson City, Second Ward, including a county tax of \$1.73, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.

HENRY BEAM, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Benton Township, Pa.
 Q. When?—A. 1864, the 24th of May.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Steady now for the last ten years the 7th of this month.
 Q. Continuously for that time?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 598, dated January 7, 1902, received of Henry Beam \$7.47, taxes for the year 1901 for the district of Dickson City, Second Ward, including a county tax of \$1.35, signed Theodore H. Weiland, collector.)

- Q. You paid that tax yourself?—A. Yes, sir.
- Q. To whom?—A. Theodore Weiland.
- Q. When?—A. On January 7, 1902.
- Q. On the date of this receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

GEORGE KELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. England.
- Q. When?—A. 1859.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. What year did you come to the United States?—A. I can't tell you that exactly.
- Q. Born in 1859?—A. Yes, sir.
- Q. How old were you when you came?—A. I can't tell you that.
- Q. When did you get your citizen papers?—A. I don't know exactly.
- Q. How long have you been in this country?—A. Seventeen or eighteen years.
- Q. Did you come immediately to Pennsylvania?—A. Yes, sir.
- Q. How long have you lived in the Second Ward of Dickson City?—A. Ever since I came to the country.
- Q. Continuously?—A. Yes, sir.
- Q. Was it divided into wards when you came?—A. No, sir.
- Q. You have lived in the same place?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George Kell, dated the 6th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. —, dated November 13, 1901, received of George Kell \$19.74, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$3.56, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
- Q. This is assessed on property, is it?—A. Yes, sir.
- Q. You own property in that ward?—A. Yes, sir.
- Q. Is it in your name?—A. Yes, sir.
- Q. Or your wife's name?—A. Both.
- Q. Is half in yours and half in your wife's?—A. Yes, sir.
- Q. What kind of a deed have you?—A. I don't know.
- Q. It was deeded to you and your wife?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

PETER MEEHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. Dunmore, Pa.
- Q. When?—A. 1861.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you cast your ballot?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Two years and a half.
 Q. Moved into that ward from where?—A. The First Ward of Dickson City.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. You lived in that ward continuously two and a half years?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 (Witness produces tax receipt No. 7, dated September 6, 1902, received of Peter Meehan \$1.90, taxes for the year 1902, for the district of Dickson City, Second Ward, including a county tax of 85 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. No; my boarding mistress paid it for me.
 Q. Paid it with your money?—A. Yes, sir.
 Q. That is the receipt you got?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN KANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About fifty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. Twenty-nine years ago next April.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About seventeen years in the place.
 Q. You have lived in what is now the Second Ward ever since you came?—A. Yes; eighteen years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Kane, dated the 6th of October, 1882, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 Q. That naturalization paper was issued to you?—A. Yes, sir.
 Q. You went to court for it?—A. Yes, sir.
 Q. Who was the judge?—A. Judge Handley was one and Judge Knapp was the other.
 (Witness produces tax receipt dated September 6, 1901, received of John Kane \$11.84, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.14, signed Theodore H. Weiland, collector.)
 Q. This tax was assessed on property?—A. Yes; and on my occupation.
 Q. You paid occupation tax?—A. Yes; the whole business is there.
 Q. You paid it yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes; I received assistance.
 Q. Who assisted you?—A. Henry Beam.
 Q. The man just on the stand?—A. Yes, sir.
 Q. Did you ask Henry to assist you?—A. Yes, sir.
 Q. Did you ask the board for his assistance?—A. Yes, sir.
 Q. Which member of the board did you ask?—A. I really can't tell you.
 Q. What reason did you give for asking assistance?—A. Because I thought I wasn't capable.
 Q. Do you read and write?—A. Not a great deal.
 Q. You read and write some?—A. None at all.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. You filed no affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You told the board, did you, that you were incapable of reading and writing, and for that reason you wanted assistance?—A. Yes, sir.

GEORGE BEDDOE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About four years.
 Q. Have you lived continuously there for four years?—A. No, sir; I was away.
 Q. When were you away?—A. In 1900 I moved to the First Ward and then across back.
 Q. When did you move into the Second Ward the last time?—A. I only lived about thirty days in the First Ward.
 Q. For at least two years you lived in the Second Ward?—A. Yes.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 24, dated January 27, 1902, received of George Beddoe \$2.53, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir; it was stopped in the office.
 Q. At what office?—A. The D., L. and W.
 Q. You received this in your envelope?—A. I received it on the due bill.
 Q. This receipt came instead of \$2.65 of your pay?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

BENJAMIN CARTER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. I was 2 years old.
 Q. In 1866?—A. I suppose it was.
 Q. Where did you land?—A. New York.
 Q. When did you come to Pennsylvania?—A. Came right here.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About six years.
 Q. The last six years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir; I moved from the Second to the First.
 Q. More than six years ago?—A. No; I have been here only six years altogether.
 Q. When did you move into the Second Ward the last time?—A. Last March.
 Q. That is, March, 1902?—A. Yes, sir.
 Q. You lived from March right on down to now?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th of October, 1888, to Benjamin Carter, under the seal of the court, signed S. G. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 12, 1901, received of Benjamin Carter, \$2.10, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Do you remember when?—A. On that date.
 Q. That is the time you paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.

- Q. Did you put the ballot in the box yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRANK MALONE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1882.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Nineteen years.
 Q. Have you lived continuously there nineteen years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, to Frank Malone, dated the 4th of October, 1890, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 479, dated December 7, 1901, received of Frank Malone \$2.53, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. When?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

SAMUEL LANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1893, the last day but one.
 Q. You came immediately to Pennsylvania?—A. I did.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Four years last October, continuously.
 Q. Have you a naturalization paper?—A. I have.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County, to Samuel Lane, dated the 9th of October, 1899, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 179, dated December 5, 1902, received of Samuel Lane \$9.47, taxes for the year 1902, for the district of Dickson City, Second Ward, including a county tax of \$1.54, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Didn't assist anyone else?—A. No, sir.
 Q. What street do you live on?—A. Jackson street.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have?—A. That is all I brought, but I have more.

- Q. Did you during the year 1901 pay a state or county tax?—A. I did.
 Q. For the year before?—A. Yes, sir.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. Do you remember the date—what time?—A. September; I can't remember the date.
 Q. Do you remember where you paid it?—A. At his house.

By Mr. GILROY:

- Q. You have the receipt at the house?—A. Yes, sir.
 Q. You haven't lost it?—A. No, sir; I have it.

GEORGE COOPER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. August 7, 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, Second Ward.
 Q. What year did you come to the United States?—A. 1881.
 Q. Came immediately to Pennsylvania?—A. No, sir.
 Q. When did you come to Pennsylvania?—A. 1882.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Nineteen years last month.
 Q. Continuously there?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George Cooper, dated the 25th of August, 1890, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. Have you any other tax receipt with you?—A. No, sir.
 (Witness produces tax receipt No. 288, dated December 17, 1902, received of George Cooper, \$11.94, taxes for the year 1902, for the district of Dickson City, Second Ward, including a county tax of \$2.33, signed Theodore H. Weiland, collector.)
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name or your wife's?—A. My name.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. What street do you live on in Dickson?—A. Albert street.

By Mr. SICKLER:

- Q. Did you during the year 1891 pay a State or county tax?—A. Yes; I paid it on January 14, 1902.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. Where?—A. Down in the First Ward of Dickson City.

By Mr. GILROY:

- Q. What taxes did you pay for that?—A. About the same as this.
 Q. You never took particular notice of the kind of tax?—A. No.
 Q. You took particular notice of the year it was assessed in?—A. Yes, sir.
 Q. You have the tax receipt at your house?—A. Yes, sir.
 Q. You were subpoenaed to bring that here?—A. Yes, sir.

MARTIN SINGLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Scott Township, Pa.
 Q. When?—A. 1878; the 21st of October.
 Q. How old were you the 21st of October, 1902—last October?—A. I was 24.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Going on eleven years.
 Q. Have you lived there continuously eleven years?—A. Yes, sir.

- Q. Have you moved out of the ward in that time?—A. No, sir.
 Q. Not away during the strike?—A. Yes; I was away about three weeks.
 Q. Where were you?—A. British Columbia.
 Q. Working there?—A. No, sir.
 Q. What three weeks were you away?—A. It was right after the primary election in June.
 Q. You came back in July?—A. Yes, sir.
 Q. Went out on a pleasure trip?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 27, 1902, received of Martin Single \$2.02, taxes for the year 1901, for the district of Dickson City, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you pay it to Mr. Weiland?—A. Yes, sir.
 Q. Do you remember when?—A. January 27, 1902.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live in Dickson?—A. The Second Ward, Carmalt street.

By Mr. SICKLER:

- Q. You say you went away for the purpose of making a visit?—A. Yes; that was after the primary election in June.
 Q. You went away for the purpose of making a visit?—A. Yes.
 Q. You didn't have any intention of remaining away?—A. No, sir.

WILLIAM THORPE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. I couldn't just tell.
 Q. How many years ago?—A. I am about 48 years of age; I have been here seventeen years.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. Since I came to the country.
 Q. Seventeen years?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About forty-five years.
 Q. Have you lived there continuously?—A. I was just one year out of the town.
 Q. What year was that?—A. Seven years ago.
 Q. Since that time you have lived in that ward?—A. No; I lived in the Third Ward, and moved into the Second Ward four years.
 Q. The last four years you have been in the Second Ward?—A. Yes.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. And tax receipt?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Thorpe, dated the 7th of October, 1892, under the seal of the court, signed J. H. Thomas, clerk.
 Witness produces tax receipt No. 1074, dated October 31, 1901, received of William Thorpe \$17.85, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of \$3.33, signed Theodore H. Weiland, collector.)
 Q. Did you pay this yourself?—A. Yes, sir; my wife paid it.
 Q. It is assessed on property you own?—A. Yes, sir.
 Q. Is it in your name or your wife's?—A. My own.
 Q. Paid this to Mr. Weiland?—A. Yes, sir.
 Q. Do you remember when?—A. I do not.
 Q. Did you pay it on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes, sir.
 Q. Who assisted you?—A. Wallace Simms.
 Q. Did you ask him to assist you?—A. Yes, sir.
 Q. Did you ask the board to allow him to assist you?—A. Yes.
 Q. Do you remember which one of the board?—A. I asked them all.
 Q. Do you read and write?—A. No, sir.
 Q. None at all?—A. No, sir.

- Q. Did you mark your ballot yourself, or did he mark it?—A. He marked it.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you state to the board you were unable to read and write, and for that reason you wanted assistance?—A. Yes, sir.

BERT RACE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Scott Township, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When were you born?—A. 1874.
 Q. How long have you lived in the Second Ward of Dickson City?—A. I lived in there about two years.
 Q. When did you move there?—A. I don't remember.
 Q. You lived there this two years before the strike started?—A. Yes, sir.
 Q. Are you married?—A. Yes, sir.
 Q. You live there yet?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated November 29, 1902, received of Bert Race \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes; they turned it in to the office.
 Q. When you got your pay this come in the docket?—A. Yes, sir.
 Q. You got that instead of that much money?—A. Yes, sir.
 Q. Did you have assistance marking your ballot?—A. Yes, sir.
 Q. Who assisted you?—A. Thomas Meehan.
 Q. Why did you ask Thomas to assist you?—A. Because I can't read or write.
 Q. You thought Thomas was honest, did you?—A. I don't know whether he was or not.
 Q. Did you ever mark a ballot yourself?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you have the consent of the board?—A. Yes, sir.
 Q. Did you tell them you were unable to read or write, and for that reason wanted assistance?—A. Yes, sir.
 Q. Did you address any member of the board, or all of them?—A. Yes.

JAMES COUNTMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. America.
 Q. What place?—A. Pike County, Pa.
 Q. When?—A. About thirty-nine years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About fourteen months.
 Q. When did you move into it?—A. I just couldn't tell that.
 Q. You moved into it before this last strike?—A. Yes, sir.
 Q. You lived there from that time until the present?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Smithfield, Monroe County.
 Q. When did you return?—A. A little before the strike ended.
 Q. You returned about the middle of October?—A. Somewhere around that.
 Q. Did you receive any assistance marking your ballot?—A. Yes; I called for assistance from the board.

- Q. Who assisted you?—A. Henry Beam.
 Q. You asked the consent of the board to have him assist you?—A. Yes, sir.
 Q. What reason did you give?—A. Because I didn't understand the ballot.
 Q. Do you read any at all?—A. No, sir.
 Q. Did you ever mark a ballot yourself?—A. I did; but I didn't just understand this, the way I wanted to vote it.
 Q. If you had called somebody aside and used a specimen ballot and told them how you wanted to vote and they would have instructed you how to mark that ballot, couldn't you have gone into the booth alone and marked the ballot that way?—A. I marked the ballot. I called for him to assist me.
 Q. Suppose he had been on the outside and you had told him how you wanted to mark that ballot and he had showed you how to mark it, couldn't you have then gone into the booth alone and marked it yourself under his instructions?—A. I think I had the privilege of calling a man in.
 Q. Don't you think you could have done that if you had been instructed before?—A. I don't think I could.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. Right above Lincoln street on Albert street.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 158, dated January 27, 1902, received of James Countman \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.

By Mr. SICKLER:

- Q. Did you tell the board you couldn't read and write?—A. I did.
 Q. Did you tell them for that reason you wanted assistance?—A. Yes, sir.
 Q. In regard to your going away last summer, why did you go down there?—A. For to work. I am married.
 Q. You left your family here?—A. Yes, sir.
 Q. You went for the purpose of finding work during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.

AUGUST SCHMIDT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1841.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you vote?—A. In the Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1851.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Eighteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a tax receipt and naturalization paper?—A. Yes, sir.
 (Witness produces duplicate naturalization certificate issued out of the court of quarter sessions of Lackawanna County to August Schmidt, original issued October 2, 1886, signed W. G. Daniels, clerk, certified from the records the 6th of February, 1889.)

Witness produces tax receipt No. 139, dated September 28, 1901, received of August Schmidt \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)

- Q. You paid this yourself?—A. No, sir; my wife paid it.
 Q. For you with your money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

CONRAD RIES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. September 25, 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1872?
 Q. How long have you lived in the Second Ward of Dickson City?—A. Thirty years.
 Q. Lived there continuously for that time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. No, sir; I voted on my father's.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 66, dated September 9, 1901, received of Conrad Ries \$16.19, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.98, signed Theodore H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. When did you pay that?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on?—A. Carmalt street, at the time of the election.
 Q. Where do you live now?—A. Main street, Second Ward.

By Mr. SICKLER:

- Q. Where did you say you were born?—A. Germany.
 Q. You say you voted on your father's papers?—A. Yes, sir.
 Q. How old were you when your father became a citizen of the United States?—
 A. His papers were issued in 1882.
 Mr. GILROY. We object to that and ask that it be stricken out.
 Q. How old were you then?—A. Twelve years old.
 Mr. GILROY. We move to strike that out.

ISAAC SMALES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in the Second Ward of Dickson City?—A. I have been eleven years in December gone.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 8th of October, 1892, to Isaac Smales, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 642, dated January 24, 1902, received of Isaac Smales \$2.53, taxes for the year 1901 for the district of Dickson City, Second Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. Do you remember when?—A. On the date there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOSEPH HALL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. England.
- Q. When?—A. 1858.
- Q. Did you vote at the election held November 4, 1902, for the office of Congress?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. How long have you resided in the United States?—A. Twenty-one years past.
- Q. All that time in Pennsylvania?—A. No, sir.
- Q. How long in Pennsylvania?—A. Twenty years.
- Q. How long in the Second Ward of Dickson City?—A. Eighteen or nineteen years.
- Q. Continuously?—A. Yes, sir.
- Q. You lived at least two months prior to this election in this district?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Hall, dated the 7th of October, 1892, under the seal of the court, signed J. H. Thomas, clerk.)
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 86, dated September 13, 1901, received of Joseph Hall \$16.76, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.76, signed Theodore H. Weiland, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. This is assessed on your property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. To whom did you pay this?—A. To Mr. Weiland, in his house.
- Q. When?—A. The date here.
- Q. Did you have any assistance marking your ballot?—A. No, sir.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

WILLIAM KELLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. Brooklyn, N. Y.
- Q. When?—A. 1874.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote.—A. Second Ward of Dickson City.
- Q. How long have you lived in the Second Ward of Dickson City?—A. Twenty-seven years.
- Q. Continuously there for that time?—A. Yes; all but what I served in the army.
- Q. Were you in the Spanish-American war.—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated January 2, 1902, received of William Kelly \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. Paid it to whom?—A. Weiland.
- Q. When?—A. January 2, 1902.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

JOHN LARK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1895.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Eighteen years.
 Q. Continuously there for eighteen years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Lark, dated the 4th of October, 1890, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. These papers were issued to you?—A. Yes, sir.
 Q. You voted a number of times on them?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 497, dated December 13, 1901, received of John Lark \$8.52, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$1.54, signed Theodore H. Weiland, collector.)
 Q. This is assessed on your property?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. You paid these taxes yourself?—A. Yes, sir.
 Q. To whom and when?—A. To Weiland, on the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You were in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOHN GRAY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1841.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Over ten years.
 Q. Continuously for ten years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Gray, dated the 8th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated January 17, 1901, received of John Gray \$8. taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$1.49, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Do you remember when this tax was paid?—A. On the date of the receipt.
 Q. It is dated January 17, 1902. Is that the date you paid it?—A. Yes, sir.
 Q. Are you positive of that?—A. Yes, sir.
 Q. What does this other date mean here?—A. I don't know.
 Q. It was assessed on property?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM FARRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. Luzerne County, Pittston.
- Q. When?—A. 1856.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. How long have you lived in Dickson City?—A. Twenty-one years.
- Q. Continuously?—A. I was three weeks out in Waverly, Pa.
- Q. What three weeks?—A. July.
- Q. You returned in August?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 479, dated January 7, 1902, received of William Farrell \$11.94, taxes for the year 1902, for the district of Dickson City, Second Ward, including a county tax of \$2.38, signed Theodore H. Weiland, collector.)
- Q. You paid this yourself?—A. Yes, sir; the woman paid it.
- Q. With your money?—A. Yes, sir.
- Q. It is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. Did you pay that to Mr. Weiland?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

DANIEL DURKS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. Priceville, Dickson Borough.
- Q. When?—A. 1872.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. How long have you lived in the Second Ward of Dickson City?—A. Thirty years.
- Q. Continuously?—A. Yes, sir.
- Q. Not away during the strike?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated September 27, 1901, received of Daniel Durks \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
- Q. You paid that yourself?—A. Yes, sir.
- Q. To Mr. Weiland?—A. Yes, sir.
- Q. When?—A. The 27th of September, 1901.
- Q. You received no assistance marking your ballot?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

FRED ZIMMERMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
- Q. Where were you born?—A. Dickson City.
- Q. When?—A. 1875.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. How long have you lived in the Second Ward of Dickson City?—A. Twenty-seven years.
- Q. Got a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated January 21, 1901, received of Fred Zimmerman \$2.10, taxes for the year 1900 for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom and when and where?—A. Weiland; the 21st.
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

CLEMENT PRESSMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Since 1890.
 Q. Continuously?—A. Yes, sir.
 Q. Are you a married man?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 681, dated September 5, 1901, received of Clement Pressman \$2.02, taxes for the year 1902.
 Witness produces tax receipt No. 68, dated October 15, 1902, received of Clement Pressman \$19.90, taxes for the year 1902, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

- Q. Did you during the year 1901 pay a State or county tax?—A. Yes, sir.
 Q. To whom?—A. To the collector, Mr. Weiland.
 Q. Do you remember about what date it was paid?—A. I always pay my taxes to save the rebate.
 Q. What month?—A. About September or October.
 Q. In the year 1901?—A. Yes, sir.
 Q. Where was it paid?—A. It was paid in the borough, the same place.
 Q. You had a receipt which said your tax was paid in 1901, but tax assessed in 1902; that is the tax you have referred to?—A. I don't know; I paid three taxes.
 Q. Which years?—A. I think for 1900, 1901, and 1902.
 Q. What years were they paid in?—A. I paid 1902 in 1902, and the 1901 in 1901, and the 1900 in 1900.
 Q. And a county tax was included?—A. Just the same as that.

By Mr. GILROY:

- Q. Do you know what tax you paid?—A. I paid three.
 Q. Do you know what they were assessed on?—A. Just the same as this.
 Q. You would not go on record and swear to the date you paid any of these taxes without seeing the receipt?—A. No, sir.
 Q. If you paid the taxes you have receipts for them?—A. I have them some place.

MARTIN CHESTERFIELD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1851.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. I think it was 1878.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Two years.

Q. The last two years?—A. Yes, sir.

Q. Continuously there for two years?—A. Yes, sir.

Q. Haven't moved away?—A. No, sir?

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Martin Chesterfield, dated the 7th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated March 8, 1902, received of Martin Chesterfield \$4.32, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$1.60, signed Theodore H. Weiland, collector.)

Q. You paid this yourself?—A. Yes; I did, at the office.

Q. It was stopped out of your pay?—A. Yes, sir.

Q. You received that in lieu of your pay?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes, sir.

Q. Who assisted you?—A. There was a gentleman showed me the names and I marked it myself.

Q. Did you ask the board to allow you to have some one to assist you?—A. Yes, sir.

Q. Which member of the board did you ask?—A. I asked the whole.

Q. And they all gave you consent?—A. The judge gave me consent.

Q. What reason did you give?—A. My reason is because I can't see very good.

Q. You work every day?—A. Yes, sir.

Q. In the mines?—A. Yes, sir.

Q. You use glasses?—A. Sometimes I do and sometimes I don't.

Q. You read and write?—A. I can read and write a little.

Q. You have marked ballots yourself?—A. Yes, sir.

Q. What time of the day did you vote?—A. It was late at night.

Q. They had lights there in the booths?—A. Yes; candles.

Q. Don't you think you could have distinguished the names by the use of the light?—A. No, sir.

Q. Couldn't you have taken a candle down and put it over your ballot?—A. No, sir. I can't tell the figures or a name without a candle in daylight.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You say you can't read and write?—A. A little.

Q. You told the board you wanted assistance because you couldn't see to mark your ballot?—A. No, sir; I told them I wanted assistance.

Q. And they gave their consent?—A. Yes, sir.

By Mr. GILROY:

Q. You didn't tell them any reason why you wanted assistance?—A. No, sir.

M. J. LLOYD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Wales.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. What year did you come to the United States?—A. In 1859, I think.

Q. How long have you lived in the Second Ward of Dickson City?—A. About six years.

Q. Lived continuously there for six years?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Martin Lloyd—duplicate; the original issued the 4th of October, 1890, the duplicate certificate January 3, 1902, J. Copeland, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated February 19, 1903, received of M. J. Lloyd \$14.74, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.66, signed Theodore H. Weiland, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. It is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.

PATRICK GILGALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Second Ward of Dickson City.
 Q. When?—A. The 7th of September, 1881.
 Q. How old were you the 7th of September, 1902?—A. Twenty-one years.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. All my life.
 Q. Never away?—A. Yes: last year.
 Q. During the strike?—A. No: I went away a year ago last October.
 Q. That is the first time you voted?—A. Yes, sir.
 Q. You have no tax receipt?—A. No, sir.
 Q. None ever assessed to you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Your name didn't appear on the registry list and they required you to make an affidavit?—A. Yes, sir.
 Q. Did you sign that paper?—A. Yes, sir.

JOHN WEILAND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Thirty years.
 Q. Continuously there for thirty years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 977, dated December 21, 1900, received of John Weiland \$2.10, taxes for the year 1900 for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theodore H. Weiland, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Weiland?—A. Yes, sir.
 Q. Do you remember when?—A. December 21, 1902.
 Q. You paid it on the date of your receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

FRANK WEILAND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Dickson City.
 Q. When?—A. 1878.
 Q. Did you vote at the election held November 4, 1902, for the office of Congress for the Tenth Congressional district of Pennsylvania?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Born there.
 Q. All your life?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Lived continuously there.—A. Yes, sir.

- Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated September 30, 1901; received of Frank Weiland \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theodore H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. Do you remember when?—A. September 30.
 Q. The date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

W. J. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. Did you vote at the election held November 4, 1902, for the office of Congress?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Nineteen years, with the exception of two years in the First Ward, eight years ago.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to William J. Williams, dated the 27th of September, 1890, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 976, dated—
 Q. Have you another tax receipt?—A. No, sir.
 December 17, 1902; received of W. J. Williams \$16.57, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$3.88, signed Theodore H. Weiland, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. You received no assistance in marking your ballot?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you, during the year 1901, pay a State or county tax?—A. Yes.
 Q. To whom?—A. Theodore Weiland.
 Q. Do you remember when?—A. In his office.
 Q. What time of the year?—A. It is on there.
 Q. That is dated 1902?—A. Yes; for 1901 taxes.
 Q. Did you pay a tax during the year 1901?—A. Yes; I paid 1900.
 Q. Do you remember where you paid the taxes?—A. To Theodore Weiland.
 Q. Where?—A. In his office.
 Q. About what time of the year?—A. I couldn't tell exactly.
 Q. About the end of the year?—A. May be the latter part.

By Mr. GILROY:

- Q. If you paid the tax you have a receipt at home?—A. Yes, sir.

BENJAMIN JARVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1889.
 Q. How long have you lived in the Second Ward of Dickson City?—A. About ten years.

Q. Continuously?—A. Yes sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Benjamin Jarvis, dated the 10th of January, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated January 10, 1901, received of Benjamin Jarvis \$2.10, taxes for the year 1900 for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theo. H. Weiland, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Paid it to Mr. Weiland?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM JACKSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. In 1864.

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the Second Ward of Dickson City?—A. Nine years.

Q. The last nine years?—A. Yes, sir.

Q. Have you been away in that time?—A. No, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Jackson, dated the 4th of November, 1898, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 579, dated February 7, 1901, received of William Jackson \$4.76, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 88 cents, signed Theodore H. Weiland, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. Whom did you pay it to?—A. Theodore Weiland.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

WILLIAM GREEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. New York.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. When did you come into Pennsylvania?—A. Thirty years ago.

Q. How long have you lived in the Second Ward of Dickson City?—A. Two years.

Q. Continuously for two years?—A. Yes, sir.

Q. Family is there?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated March 8, 1902, received of William Green \$2.53, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 45 cents, signed Theodore H. Weiland, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. Was it stopped?—A. I paid it, I think.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

LEWIS SHAFFER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. South Canaan, Wayne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Four years next July.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. —, dated December 12, 1901, received of Lewis Shaffer \$14.11, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.55, signed Theodore H. Weiland, collector.)
 Q. When did you receive this receipt?—A. I got that receipt day before yesterday; I lost my receipt.
 Q. You got this duplicate from Mr. Weiland?—A. Yes, sir.
 Q. You paid the original tax?—A. Yes, sir.
 Q. Do you remember when?—A. I suppose the same date; I told him to put it the same date.
 Q. He referred to his books?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

GEORGE RIES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1872.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Ever since 1872.
 Q. You came immediately to Dickson City?—A. Yes, sir.
 Q. You have lived continuously there since 1872?—A. Yes, sir.
 Q. Have you a naturalization paper and a tax receipt?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George Ries, dated the 29th of September, 1879, under the seal of the court, signed F. L. Hitchcock, clerk.)
 Q. This paper was issued to you?—A. Yes, sir.
 (Witness produces tax receipt No. 119, dated September 26, 1901, received of George Ries \$9.37, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of \$1.69, signed Theodore H. Weiland, collector.)
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. This tax was paid by you?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. Do you remember the date?—A. It is there.
 Q. You paid it on the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.

- Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRANK BROBESKI, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1850.
 Q. Did you vote at the election held on the 4th day of November, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to this country?—A. Eighteen years next April.
 Q. How long have you lived in Dickson City, Second Ward?—A. Fourteen years.
 Q. Have you moved out anywhere in those fourteen years?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Frank Brodzdowski, dated the 7th of October, 1892, under seal of the court, signed C. E. Pryor, prothonotary.)
 Q. This was issued to you?—A. Yes, sir.
 Q. That is the way you spell your name?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 80, dated September 13, 1901, received of Frank Brobeski \$24.65, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$4.46, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. This was assessed on property?—A. Yes, sir.
 Q. Is the deed made to you?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. I marked it.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. You were on the board?—A. Yes, sir.
 Q. Inspector?—A. Yes, sir.

JOHN H. GILGALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. New York City.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to Pennsylvania?—A. About twenty-eight years ago.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Twenty years.
 Q. Continuously there for twenty years?—A. Yes, sir.
 Q. Were you away during the strike?—A. About four weeks.
 Q. What four weeks?—A. In June.
 Q. When did you return?—A. The 7th of July.
 Q. Where were you?—A. New York City.
 Q. Working there?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 742, dated December 21, 1900, received of John H. Gilgallon, \$2.10 taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this yourself?—A. No, sir.
 Q. It was paid with your money?—A. Yes; it was stopped.
 Q. You received this in lieu of \$2.10?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Where do you live—what street?—A. Albert street.

By Mr. SICKLER:

Q. Did you say you worked in New York?—A. Yes, sir.

Q. When did you return?—A. The 7th of July.

Q. Did you intend to make it your home in New York?—A. No, sir.

Q. Did you go for the purpose of finding temporary employment during the strike?—A. Yes; for a short time.

Q. You intended to return?—A. Certainly; I left my family here.

By Mr. GILROY:

Q. What if you had found employment that would have paid you to have stayed, would you then have returned or would you have sent for your family?—A. I can do better here.

Q. What if you could do better there?—A. I don't know; I would have to do pretty good.

Q. If you could do better you would have taken your family there?—A. I don't think I would.

Q. Well, if you liked the city and everything was congenial?—A. If I did.

JOHN HOWEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Pike County, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, Second Ward.

Q. How many times did you vote?—A. Once.

Q. How long have you lived in the Second Ward of Dickson City?—A. Going on two years.

Q. When did you move into the Second Ward?—A. I think it was along about in April.

Q. What year?—A. 1901.

Q. You lived in the ward from April, 1901, down to the time of the election without leaving the ward?—A. Yes, sir; live there now in the same house.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 414, dated August 10, 1901, received of John Howey, \$3.76, taxes for the year 1900, for the district of Scott, including a county tax of 24 cents, signed James P. Wilson, collector.)

Q. You lived in Scott Township before you moved down there?—A. I own property there.

Q. This was assessed on your property?—A. Yes, sir.

Q. Is the property in your name or your wife's?—A. My own; I ain't got any wife.

Q. Did you pay this yourself?—A. Yes, sir.

Q. Do you remember when?—A. It was along April, some time.

Q. 1901?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Who assisted you?—A. Mr. Meehan.

Q. What is his first name?—A. Peter Meehan.

Q. He was working for the antimachine ticket?

Mr. SICKLER. We object to that question.

A. I don't think that is material.

Q. Did you have the consent of the board to have him go in to help you?—A. Yes; I asked the board.

Q. Do you read and write?—A. I can write my name.

Q. You read and write a little?—A. Yes, sir.

Q. You have marked ballots before?—A. Never marked it before.

Q. Don't you think if you were instructed on the outside you could have gone in the booth yourself and marked it?—A. I could.

Q. You didn't want to take that trouble?—A. I took Mr. Meehan; I forgot my specs.

Q. But, if you had your specs with you, and you had had instructions on the outside with a specimen ballot, you could have gone in and marked it yourself?—A. I could mark it all right.

Q. Did you tell the board what reason you had for wanting Mr. Meehan to go

in?—A. No, sir; I didn't say nothing about it; I didn't say nothing about it; I asked to have Mr. Meehan go in, and they said all right.

Q. Where do you live down there?—A. I live there in Henry Whitehall's house.

By Mr. SICKLER:

Q. You say you can't read or write very much?—A. I can write my own name.

Q. You can't read or write very well?—A. No, sir; I can write my own name, and that is all, about.

Q. Were you acquainted with any of the men on the board?—A. I think I was but I don't remember.

Q. You asked the whole board?—A. Yes, sir.

EDWARD JACKSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, Second Ward.

Q. Where were you born?—A. England.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. What year did you come to the United States?—A. About 1887.

Q. How long have you lived in the Second Ward of Dickson City?—A. I am in there this last five or six years.

Q. Are you a married man?—A. Yes, sir.

Q. Lived there continuously for five years?—A. Yes, sir.

Q. Haven't been away?—A. I was away six weeks during the strike.

Q. What six weeks?—A. I went away in May and returned the 2d of July.

Q. Where were you?—A. Clearfield County, Pennsylvania.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 117, dated September 27, 1901, received of Edward Jackson \$7.27, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$1.33, signed Theo. H. Weiland, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. When?—A. The 27th of September, according to what you read.

Q. Is that the date you paid it?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else?—A. No, sir.

ROBERT JOPLING, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, Second Ward.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the Second Ward of Dickson City?—A. About twelve months the 5th of next month.

Q. You moved to the Second Ward the 5th of March, 1902?—A. Yes.

Q. You lived there during the strike?—A. Yes, sir.

Q. Where did you live before you moved there?—A. Olyphant.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County, to Robert Jopling, dated the 7th of October, 1893, under the seal of the court, signed J. H. Thomad, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 540, dated July 1, 1902, received of Robert Jopling \$2.36, taxes for the year 1901, for the district of Olyphant, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it when?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Thomas C. Hodgson, dated the 7th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)

AUGUST SCHMIDT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. New York.

Q. When?—A. 1878, May 17th.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, Second Ward.

Q. How long have you lived in Pennsylvania?—A. Nineteen years.

Q. How long in the Second Ward of Dickson City?—A. Sixteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 68, dated September 10, 1901, received of August Schmidt \$2.02, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Weiland.

Q. When?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JACOB SARMOWSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, Second Ward.

Q. Where were you born?—A. Germany.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where?—A. Second Ward of Dickson City.

Q. When did you come to the United States?—A. 1883.

Q. How long have you lived in the Second Ward of Dickson City?—A. Fifteen years.

Q. Have you lived there all that time?—A. Yes, sir.

Q. Never moved away?—A. No, sir.

Q. Lived in the same place?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Jacob Sarmowski, dated the 7th of October, 1892, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Was this paper given to you?—A. Yes, sir.

Q. You were down to court for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 240, dated October 30, 1901, received of Jacob Sarmowski, \$23.24, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$4.20, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Do you own property in that ward in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN PRZYENYLSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Russia-Poland.

- Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. The 25th of July, 1895.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Five years.
 Q. Lived there all that time continuously?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Przyenylski, dated the 11th of November, 1901, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. That paper was given to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 302, dated January 27, 1902, received of John Przyenylski, \$2.13, taxes for the year 1901 for the district of Dickson City, Second Ward, including a county tax of 45 cents, signed Theo. H. Weiland, collector.)
 Q. Did you pay this tax yourself?—A. It was stopped in the office.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Marked it alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

ANDREW KOMENSKI, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, Second Ward.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1885.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Fifteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Andrew Komenski, dated the 3d of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 798, dated March 15, 1901, received of Andrew Komenski \$13.83, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of \$2.58, signed Theo. H. Weiland, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Do you remember when you paid it?—A. On the date of the receipt.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

LEWIS SINGLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When were you born?—A. 1830.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1869.
 Q. How long have you lived in that ward?—A. Fourteen years.
 Q. All the time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Lewis Single, dated the 2d of October, 1880, under the seal of the court, signed James R. Ehret, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated January 16, 1901, received of Louis Single \$2.10, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 35 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Weiland?—A. Yes, sir.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark your own ballot?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

ANTHONY GRAENSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, Second Ward.

Q. Where were you born?—A. Germany.

Q. When?—A. I don't know.

Q. How old are you?—A. I am twenty years in this country.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Dickson City, Second Ward.

Q. Been in this country twenty years?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Dickson City?—A. Twelve years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Anthony Graenski, dated the 7th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 591, dated January 6, 1902, received of Anthony Graenski \$13.91, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.51, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PETER BARNOWSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Poland.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. What year did you come to the United States?—A. 1890.

Q. How long have you lived in the Second Ward of Dickson City?—A. Ten years.

Q. Lived there all the time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Lived there continuously, then?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Peter Barnowski, dated the 12th of January, 1898, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. This paper was issued to you?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 56, dated January 12, 1901, received of Peter Barnowski \$2.85, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 53 cents, signed Theo. H. Weiland, collector.)

- Q. You paid this tax yourself?—A. In the office.
 Q. Your money paid it?—A. Yes, sir.

JOSEPH SUMMERS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1881.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Pretty nearly ever since.

- Q. Since 1881?—A. Yes, sir.
 Q. Have you been away?—A. No, sir.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Summers, dated the 5th of October, 1892, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. That paper was issued to you?—A. Yes, sir.
 Q. You went to court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 117, dated January 7, 1901, received of Anthony Summers \$2.85, taxes for the year 1900, for the district of Dickson City, Second Ward, including a county tax of 53 cents, signed Theo. H. Weiland, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

ROBERT SHOTTEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where?—A. Second Ward of Dickson City.
 Q. When did you come to the United States?—A. 1887 or 1888.
 Q. How long have you lived in the Second Ward of Dickson City?—A. Since 1900.
 Q. Have you lived there continuously since 1900 up to the present time?—A. Yes, sir.

- Q. Were you away during the strike?—A. No, sir.
 Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Robert Shotten, dated the 6th of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. Have you a tax receipt?—A. No, sir; I couldn't find them.
 Q. Where do you live?—A. Main street.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

- Q. Did you during the year 1901 pay a State or county tax?—A. Yes, sir.
- Q. To whom did you pay that tax?—A. At Throop; he stopped it at the office.
- Q. Who was the collector?—A. Haverly.
- Q. Do you remember about what time it was paid?—A. I think it was 1900; I ain't sure.
- Q. Did you pay a tax during the year 1901?—A. Yes; I think I did.
- Q. Can you tell to whom that was paid in 1900?—A. I can't.

By Mr. GILROY:

- Q. Was it paid in the summer?—A. Yes, sir.
- Q. The summer of 1900?—A. Yes, sir.

By Mr. SICKLER:

- Q. Do you know whether it was summer or the fall?—A. I think it was the summer; I know it was warm weather.

JACOB GRZENDA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, Second Ward.
- Q. Where were you born?—A. Russian Poland.
- Q. When?—A. 1870.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Dickson City.
- Q. What year did you come to the United States?—A. 1888.
- Q. Eighteen years old when you came?—A. Yes, sir.
- Q. How long have you lived in the Second Ward of Dickson City?—A. Four years.
- Q. Have you lived there all that time?—A. Yes, sir.
- Q. During the four years?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Jacob Grzenda, dated the 27th of June, 1896, under the seal of the court, signed C. E. Pryor, proty.)
- Q. You went to get this paper yourself?—A. Yes, sir.
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 54, dated September 6, 1901, received of Jacob Grzenda \$15.89, taxes for the year 1901, for the district of Dickson City, Second Ward, including a county tax of \$2.89, signed Theo. H. Weiland, collector.)
- Q. This tax is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. My name.
- Q. The deed is in your name?—A. Yes, sir.
- Q. You paid the tax yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

BENJAMIN JONES, called and sworn:

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Wales.
- Q. When?—A. 1879.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. What year did you come to the United States?—A. I ain't sure.
- Q. How old were you?—A. I can't tell that; I was pretty young.
- Q. How long have you lived in the First Ward of Dickson City?—A. I think about ten years.
- Q. All the time those ten years?—A. Yes, sir.
- Q. Are you married?—A. No, sir.
- Q. Were you away during the strike?—A. Yes, sir.
- Q. Where were you?—A. New York City.

- Q. Working there?—A. Yes, sir.
 Q. When did you go there?—A. I don't know.
 Q. Do you know when you come back?—A. No, sir.
 Q. How long had you been back before the strike ended?—A. About a day or so.
 Q. Then you came back about the 22d of October, 1902?—A. Yes.
 Q. Have you a naturalization paper?—A. No, sir.
 Q. This is your tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 16, dated August 5, 1901, received of Benjamin Jones \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

- Q. You paid this tax yourself?—A. My mother did.
 Q. With your money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you mark your ballot yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. I don't know what you mean.
 Q. Did they challenge you?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Where were you during the strike?—A. New York City.
 Q. What was your object in going there?—A. To work.
 Q. Did you go there to work through the strike?—A. No.
 Q. Did you intend to live there when you went there?—A. I didn't know that.
 Q. Did you intend to return as soon as the strike was over?—A. I wasn't positive of that, either.
 Q. You thought you would return, did you?—A. It all depended how things turned out.

Q. Is your father a citizen of the United States?—A. Yes, sir.

Q. Do you vote on his papers?—A. Yes, sir.

Mr. GILROY. We move to strike out the examination in regard to papers.

HENRY D. SMITH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. Hyde Park, Scranton, Pa.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Dickson City?—A. I have paid my last tax in Tunkhannock.
 Q. Do you remember when you moved there?—A. The 14th of February, 1902.
 Q. You moved from Tunkhannock, Pa.?—A. Yes, sir.
 Q. You lived there continuously since February 14, 1902?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, Tunkhannock, Pa., No. 262, dated January 7, 1902, received of Henry D. Smith \$2.56, taxes for the year 1901, including a county tax of \$1.21, signed Fred Struppler, collector.)
 Q. What township did you live in?—A. Tunkhannock Township.
 Q. Is Mr. Struppler the collector of that township?—A. Yes.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. Struppler?—A. Yes, sir.
 Q. Do you remember when you paid it?—A. I think it was in January; last January.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. This is the first time you voted in Dickson City borough?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. They didn't ask you whether you had your taxes paid?—A. Yes.
 Q. The board asked you?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did you show the board your tax receipt when you voted?—A. Yes, sir.

Q. Are you sure they didn't have you swear in your vote?—A. I didn't need to have it sworn in.

Q. Were you registered?—A. Yes, sir.

TIMOTHY BURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Archbald, Second Ward.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you cast your ballot?—A. Second Ward of Archbald.

Q. How long have you lived in the Second Ward of Archbald?—A. Nearly forty years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 10, dated August 12, 1901, received of Timothy Burke \$7.98, taxes for the year 1901, for the district of Archbald, Second Ward, including a county tax of \$1.28, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To Mr. McDonnell?—A. Yes, sir.

Q. Do you remember when you paid it?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. What is your name?—A. Timothy Burke is proper.

Q. That is your tax receipt?—A. Yes, sir.

Now, February 5, 1903, — p. m., hearing is adjourned until February 6, 1903, at 9 o'clock a. m., same place.

Now, February 6, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

REESE S. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City, First Ward.

Q. Where were you born?—A. Wales.

Q. When?—A. February, 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you cast your ballot?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1865, April.

Q. Where did you land?—A. New York.

Q. When did you come to Pennsylvania?—A. April, 1865.

Q. How long have you lived in the First Ward of Dickson City?—A. About two years.

Q. The last two years?—A. Yes, sir.

Q. When did you move into the ward?—A. January, 1901.

Q. Did you live continuously in that ward from January, 1901, up to the present time?—A. Yes, sir.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Reese S. Davis, dated the 5th of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 117, dated September 24, 1901, received of Reese S. Davis \$12.71, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.30, signed Theo. H. Weiland, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. When?—A. I can't tell; the date is there.
 Q. You paid it the date of the receipt?—A. Yes, sir.
 Q. Is this assessed on property?—A. Yes, sir.
 Q. Is the deed in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

C. D. ELY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. What year?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. In the First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. I lived in the First Ward about seventeen years.
 Q. Have you lived there continuously for seventeen years?—A. Yes; in the same house.

Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 99, dated September, 1901, received of E. D. Ely \$21.58, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$3.90, signed Theo. H. Weiland, collector.)

- Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. To Weiland.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. This tax is assessed on property?—A. Yes, sir.
 Q. Is this property in your name?—A. It is mine.
 Q. Where is the property located?—A. The First Ward of Dickson.
 Q. Not assessed in your name?—A. My wife's.
 Q. What street do you live on?—A. On Main street.
 Q. Near what other street?—A. Between Halstead avenue and Stowers street.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. You say this property is in your wife's name?—A. Yes, sir.
 Q. Is that the only tax you paid?—A. It is all on there.
 Q. Your tax and the tax on your wife's property is all on that receipt?—A. Yes, sir.

By Mr. GILROY:

- Q. That is the only tax you paid?—A. Yes, sir.

PATRICK DEMPSEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I can't exactly tell.
 Q. About the year?—A. I am about 44 or 45.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1883.
 Q. How long have you lived in the election district of the First Ward of Olyphant?—A. About nineteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Haven't been away in nineteen years?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Dempsey, dated the 10th of December, 1890, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. That paper was issued to you?—A. Yes, sir.
 Q. You went to court and received it?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 479, dated January 28, 1901, received of Patrick Dempsey \$17.89, taxes for the year 1899, for the district of Olyphant, First Ward, including a county tax of \$3.37, signed P. J. Hoban, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Mr. Hoban.
 Q. When?—A. On the date of that receipt.
 Q. This tax is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. The legal title is in you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it alone?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WILLIAM FALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Seven years.
 Q. The last seven years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Two weeks.
 Q. What were you doing away?—A. Just visiting.
 Q. Didn't work?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1468, dated April 27, 1901, received of William Fallon \$2.66, taxes for the year 1900, for the district of Olyphant borough, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. And paid by you?—A. Yes, sir.
 Q. To whom did you pay it?—A. John O'Connor, the collector.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

REV. JOHN BATH, called and affirmed.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Priceburg.
 Q. What ward?—A. Second Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1855.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir; not in this county.
 Q. You didn't vote in this county?—A. I just moved to this county the 12th of May, 1902.
 Q. You were living here November 4, 1902?—A. Yes, sir.
 Q. Did you vote at that election?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1875.
 Q. You lived in that ward since May, 1902?—A. Yes, sir.
 Q. From where did you move?—A. Pottsville, Schuylkill County, Pa.
 Q. You have naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to John Bath, dated the 7th of January, 1881, under the seal of the court, signed Christopher Wren, proty.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 36, dated St. Clair, Schuylkill County, Pa., December 27, 1901, received of John Bath, taxes for the year 1901, for the district of St. Clair, including a county tax of 60 cents, signed Joseph P. Post, collector.)

Q. This tax you paid yourself?—A. Yes, sir.

Q. It was assessed to you?—A. Yes, sir.

MICHAEL FREKIE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Austria.

Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.

Q. Continuously there for 14 years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 579, dated December 28, 1901, received of Michael Frekie \$7.47, taxes for the year 1901, for the district of Dickson City borough, including a county tax of \$1.35, signed Theo. H. Weiland, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You marked it yourself?—A. Yes, sir.

Q. You went in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MARK BARRETT, called and sworn.

Direct-examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, First Ward.

Q. Where were you born?—A. Ireland.

Q. When—how many years ago?—A. About 40 years ago, anyhow.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. How many times did you vote?—A. About thirty times.

Q. Where did you vote?—A. Olyphant, First Ward.

Q. When into it?—A. About four years ago.

Q. You lived four years in that ward?—A. Yes, sir.

Q. You have been how many years in the United States?—A. About forty years.

Q. This is your naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of ——— to Mark Barrett, dated the 4th of October, 1890, under the seal of court. Paper partly destroyed and does not show the court from which it issued.)

Q. This is your tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated November 13, 1901, received of Mark Barrett \$3.23, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 43 cents, signed John O'Connor, collector.)

Q. Is this tax assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. No, sir; it is my son's name.

Q. And this is a tax assessed on that property?—A. Yes, sir.

Q. This is the only tax you paid on that property?—A. No, sir; I paid a school and city.

Q. You paid a State tax, didn't you?—A. That I don't know.

Q. Did you receive any assistance marking your ballot?—A. I received assistance.

Q. Who assisted you?—A. I think it was P. C. Cannon.

Q. Did you ask Cannon to go in with you?—A. I think I did; I ain't sure.

Q. Did you ask the board to have anybody to go in with you?—A. No, sir; I did not ask the board nothing.

Q. They had nothing to do with it?—A. No, sir.

Q. It was none of their business?—A. I think it is none of their business.

Q. Where do you live in the First Ward?—A. I don't know exactly.

Q. What street is it?—A. Dunmore street, I think it is.

Q. How near is it to some street?—A. We call it the turnpike.

By Mr. SICKLER:

Q. How many times did you vote last election?—A. Only once.

Q. You were only joking when you said 30 times?—A. No, sir.

Q. Didn't you ask the board for assistance?—A. No, sir; never asked the board for assistance; I always got a helper.

Q. They knew you wanted assistance?

Mr. GILROY. We object to that.

Q. Didn't you tell them?—A. I told P. C. Cannon.

Q. You told the board?—A. No, sir; I went in and put my ticket in.

Q. You told him?—A. I told this gentleman outside.

JOHN BEST, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. All my life.

Q. Were you born in the First Ward?—A. Yes, sir.

Q. Have you continued to live there all the time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1228, dated April 19, 1901, received of John Best \$4.10, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Is it assessed on property?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You paid your tax to Mr. O'Connor?—A. Yes, sir.

Q. On the date of the receipt?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

DAVID GAVIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1873, August.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. What year did you come to the United States?—A. Nineteen years ago.

Q. How long have you lived in the First Ward of Olyphant?—A. Eighteen or nineteen years.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to David Gavin, dated the 7th of June, 1894, under the seal of the court, signed C. E. Pryor, proty.)

Q. This paper you received yourself?—A. Yes, sir.

Q. You went to court and received it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1404, dated March 31, 1902, received of David Gavin \$2.75, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. It was stopped.

Q. Where were you working?—A. No. 2.

Q. You received this receipt in lieu of \$2.75?—A. Yes.

Q. Your wages were that much less that month?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN GILGALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since I was 6 months old.
 Q. You lived continuously there?—A. Yes, sir.
 Q. Have you moved out of the ward?—A. Not until 1900, and come back last April again.
 Q. April, 1902?—A. Yes, sir.
 Q. Where were you?—A. I was in Hyde Park, Pa.
 Q. Working there and living there?—A. Working back and forth.
 Q. You moved to the First Ward of Olyphant April, 1902?—A. Yes.
 Q. You lived there from 1902, April, up and living there still?—A. Yes, sir.
 Q. And lived there at least two months prior to this election in that ward?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir; didn't pay any down there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Where do you live in the First Ward?—A. Dunmore street, corner of Ninth.
 Q. You were not challenged by the board?—A. No, sir.
 Q. You voted?—A. Yes, sir.

By Mr. SICKLER:

- Q. Didn't you ever pay a tax?—A. Yes, sir.
 Q. When did you pay your last taxes?—A. In 1900, to Hoban.
 Q. Do you remember about what time of the year it was?—A. I think it was in November or December; I wouldn't be positive.
 Q. It was toward the end of the year, you are sure?—A. It was either in November or December.

By Mr. GILROY:

- Q. You would not be sure?—A. No, sir; I wouldn't swear to that.
 Q. It might have been in September of the same year?—A. It was later than that.
 Q. You would not swear it was November or December?—A. No.

By Mr. SICKLER:

- Q. You think it was after November, do you?—A. I wouldn't swear to that.

By Mr. GILROY:

- Q. If you paid tax you have the receipt?—A. I don't think so.
 Q. You paid this to what collector?—A. Hoban.
 Q. Hoban was collector before O'Connor?—A. Yes, sir.

GEORGE ADAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.
 Q. Have you lived there continuously for fourteen years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 579, dated January 10, 1902, received of George Adams \$12.04, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.18, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. When?—A. The 10th of January.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the property in your name?—A. In mine, yes.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

SAMUEL BARRETT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City Borough.
 Q. What ward?—A. First Ward.
 Q. Where were you born?—A. New Jersey.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Representative in Congress?—A. Yes, sir.
 Q. Where did you vote?—A. Dickson City, First Ward.
 Q. When did you come into Pennsylvania?—A. 1874.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fifteen years.
 Q. The last fifteen years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes; nine weeks.
 Q. Where were you?—A. Pittsburg.
 Q. Were you working there?—A. For a short time.
 Q. What two weeks was it?—A. I don't remember.
 Q. About when?—A. It was the first two weeks of October.
 Q. You returned here about the 15th of October prior to this election?—A. Yes, sir; about that.
 Q. Are you a married man?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated April 25, 1902, received of Samuel Barrett, \$2.57, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theo. H. Weiland, collector.)
 Q. Did you pay this yourself?—A. Yes, sir; they stopped it.
 Q. It was paid with your money?—A. Yes, sir.
 Q. You received this tax receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Did you go to Pittsburg for the purpose of making it your home?—A. No, sir; just for a visit; and I struck a job and worked there for two weeks.
 Q. You intended to return?—A. Yes, sir.

AUSTIN GAVIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Providence, Pa.
 Q. When?—A. 1873.
 Q. Did you vote at the election, held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. A year last May.
 Q. Have you lived there continuously since that?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt—Scranton, Pa., February 8, 1901, received of Austin Gavin. Your county tax for 1899, Second Ward, Scranton, is as follows: County tax, 35 cents. Payment of the above must be made at once in order to save further costs. Your State tax must be paid before August 1. J. B. Owens, collector. Received payment, J. B. Owens, collector.)
 Q. This was a statement sent you?—A. I just met him and I paid it.
 Q. You paid 35 cents?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You received this as a receipt when you paid him?—A. Yes, sir.

PATRICK FARRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. About 1870.
 Q. Landed in New York?—A. Yes, sir.
 Q. When did you come to Pennsylvania?—A. The same time.
 Q. How long have you lived in the First Ward of Olyphant?—A. About seventeen years.
 Q. Have you lived continuously there for seventeen years?—A. Yes.
 Q. Not away during the strike?—A. No, sir; I have been away for a couple days.
 Q. You didn't change your residence?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Farrell, dated the 7th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. You went to the court for this paper?—A. Yes, sir.
 Q. You have a State and county tax receipt with you?—A. For 1900.
 (Witness produces tax receipt No. 190, dated January 9, 1901, received of Patrick Farrell \$8.07, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of \$1.73, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom?—A. John O'Connor.
 Q. Do you remember when you paid it?—A. The date of this receipt.
 Q. This is assessed on property?—A. Yes, sir.
 Q. In whose name is that property?—A. It is in mine.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES CASEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1871.
 Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Pretty nearly five years.
 Q. Continuously there for five years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1156, dated April 17, 1901, received of James Casey, \$2.66, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of 33 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir; it was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. You received this in lieu of that much money?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.

- Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRED DUGGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Schuylkill County, Pa.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Fourteen years.
 Q. Continuously there that time?—A. I was in the army a year and six months.
 Q. How long have you lived there the last time?—A. Come home March, 1901.
 Q. The only time you have been out of the ward has been in the United States service?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never been assessed with a tax?—A. No, sir; I only voted twice.
 Q. You marked your own ballot?—A. Yes, sir.
 Q. You weren't sworn in?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You never paid a tax?—A. No, sir.

JOHN HOBAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. I couldn't tell you.
 Q. How many years ago?—A. About fifty-five.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1863.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since 1863.
 Q. Living there continuously since that time?—A. Yes; I lived five years in Jessup I come to Olyphant in 1868.
 Q. You lived there since 1868?—A. Yes, sir.
 Q. Haven't moved away?—A. Once in awhile, but never neglected to vote.
 Q. Were you out of the State?—A. Yes, sir.
 Q. Where were you?—A. Chicago.
 Q. When?—A. About thirteen or fourteen years ago.
 Q. Since that time you have never been out of the State?—A. No, sir.
 Q. You lived at least two months in this ward prior to this election?—A. Yes, sir.
 Q. You have naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to John Hoban, dated the 8th of October, 1868, under the seal of the court, signed M. J. Phillips, proty.)
 Q. Do you remember what month it was you came?—A. The 7th of July, 1863.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. Those papers were issued to you?—A. Yes, sir.
 (Witness produces tax receipt No. 1327, dated November 26, 1901; received of John Hoban \$15.30, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of \$2.02, signed John O'Connor, collector.)
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. Assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Do you remember when?—A. It is dated there.
 Q. That is the date you paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JAMES GORMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ohio.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. When did you move into Pennsylvania?—A. When I was about 9 years old.

Q. How long have you lived in the First Ward of Olyphant?—A. About four years in the First Ward.

Q. The last four years?—A. Yes, sir.

Q. Continuously four years?—A. Yes, sir.

Q. Not away during the strike?—A. I was away three weeks.

Q. Where were you?—A. West Virginia.

Q. Were you working there?—A. Three weeks.

Q. What three weeks were they?—A. The first three weeks of the strike.

Q. You returned about June?—A. Yes, sir.

Q. What part of June?—A. I don't exactly remember.

Q. The latter end, was it?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1070, dated April 17, 1901; received of James Gorman \$4.01, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. You received this?—A. Yes, sir.

Q. Weren't challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did you go away as soon as the strike commenced?—A. Yes.

Q. You remained away three weeks?—A. Yes, sir.

Q. Was it the first part of June?—A. The latter part of June.

Q. About the first part of June?—A. Yes, sir.

Q. Did you intend to make that your home down there?—A. No.

Q. Did you go down there for the purpose of finding work during the strike?—A. Yes, sir.

Q. You intended to return?—A. Yes, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Left your family here?—A. Yes, sir.

THOMAS GAVIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. All my life.

Q. Have you ever moved out?—A. Yes, sir.

Q. When?—A. It must be twenty-five years ago.

Q. You moved back when?—A. About two years after.

Q. Since that time have you lived continuously there?—A. Yes.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1422, dated November 9, 1901; received of Thomas Gavin \$27.06, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$4.21, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. This is a duplicate receipt?—A. Yes, sir.

- Q. You got this this morning?—A. Yes, sir.
 Q. Do you remember when this was paid, this tax?—A. It is marked on there.
 Q. Did you pay it on the date it is marked on here?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

BENJAMIN BEDDOE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Hyde Park.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. About five years.
 Q. You moved there from Hyde Park?—A. No, sir; from the Second Ward of Dickson City to the First.
 Q. You lived continuously there for five years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 50, dated September 6, 1901; received of Benjamin Beddoe \$9.96, taxes for the year 1901 for the district of Dickson City, including a county tax of \$1.80, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. You paid it to whom?—A. Theodore H. Weiland.
 Q. Do you remember when?—A. September 6, 1901, I think.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Me and my wife's.
 Q. The deed is to you and your wife?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

HENRY COOK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. When were you born?—A. I couldn't tell; about 60 years ago.
 Q. Where did you cast your ballot?—A. The First Ward of Dickson City.
 Q. What year did you come to the United States?—A. Eighteen years ago.
 Q. Landed in New York?—A. Yes, sir.
 Q. Came to Pennsylvania immediately?—A. No, sir; I was in New York State five months and then to Pennsylvania.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.
 Q. Have you lived there continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Henry Cook, dated the 4th of October, 1890, under the seal of the court, signed, J. H. Thomas, clerk.)
 Q. You got that paper yourself?—A. Yes, sir.
 Q. Went to the court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 214, dated October 30, 1901; received of Henry Cook \$9.76, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.76, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.

- Q. To whom did you pay it?—A. Weiland.
 Q. When?—A. On the date of the receipt.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. My wife's and mine.
 Q. How does the deed read?—A. I don't know.
 Q. How do you know it is in your wife's name and yours?—A. I got it put down together.
 Q. Both names appear in the deed?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Put it in the box yourself?—A. I did.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

EDWARD BURNS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1875.
 Q. Come immediately to Pennsylvania?—A. Yes, sir; never left this county.
 Q. How long have you lived in the First Ward of Dickson City?—A. Since 1878, off and on.
 Q. When did you move in the last time?—A. About five years ago.
 Q. Have you lived there continuously for the last five years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Edward Burns, dated the 27th of September, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary; certified from the records the 10th of February, 1902, J. Copeland, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 476, dated December 7, 1902, received of Edward Burns \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. To the collector himself.
 Q. Do you remember when you paid it?—A. Yes, sir.
 Q. What day?—A. On December 7.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

DOMINICK HOWARD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. When did you come to the United States?—A. 1867.
 Q. How long have you lived in the First Ward of Olyphant?—A. All the time.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Dominick Howard, dated the 5th of October, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1405, dated September 18, 1902, received of Dominick Howard \$9.70, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.27, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to whom?—A. Mr. O'Connor.

Q. The collector?—A. Yes, sir.

Q. Paid it when?—A. It is dated there.

Q. You paid it the date of the receipt?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ANTHONY GANNON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. About sixty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. What year did you come to the United States?—A. 1865.

Q. You came immediately to Pennsylvania?—A. Yes, sir; from 1869.

Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-three years.

Q. All the time there for thirty-three years?—A. Yes, sir.

Q. Do you have naturalization paper?—A. No, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1337, dated December 13, 1901, received of Anthony Gannon \$5.70, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 75 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. It is assessed on property?—A. Yes, sir.

Q. Property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Who assisted you?—A. I forget.

Q. Did you ask him to assist you?—A. Yes, sir.

Q. Did you ask the board to have him assist you?—A. No, sir.

Q. You just asked him to go in with you?—A. Yes, sir.

Q. You gave no reason for asking him, to the board?—A. No, sir.

Q. You were not challenged?—A. No, sir.

Q. Where do you live?—A. First Ward of Olyphant.

Q. What street?—A. Dunmore street.

By Mr. SICKLER:

Q. Who is it you told you wanted assistance?—A. I told the man I couldn't see very good.

Q. Did you tell the board that?—A. No, sir; not to the board. I told the man wanted to go in with me.

Q. Did you tell the board or a member of the board that?—A. No.

MICHAEL FOLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, First Ward.

Q. Where were you born?—A. Olyphant.

Q. What year?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-two years.

Q. Have you lived there continuously for thirty-two years?—A. Yes, sir.

Q. Were you away during the strike?—A. I was for a month.

Q. What month?—A. July.

Q. You returned in August?—A. I returned in July.

Q. Where were you?—A. Down near Johnstown, Pa.

Q. Were you working there?—A. Yes; I worked a few days.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1347, dated January 9, 1902, received of Michael Foley \$11.10, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.54, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. O'Connor.

Q. When?—A. The date there.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

JAMES CASEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, First Ward.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Fourteen years.

Q. Have you lived there continuously for fourteen years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1416, dated April 9, 1901, received of James Casey \$2.72, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 36 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Where did you pay it?—A. To John O'Connor, myself.

Q. At his house?—A. Yes, sir.

Q. Do you remember when?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

EDWARD FALLON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. All my life.

Q. Never out of the ward?—A. No, sir.

Q. Were you away during the strike?—A. I was away.

Q. Where were you?—A. Pittsburg.

Q. Were you working there?—A. Yes, sir.

Q. When did you return?—A. August.

Q. What part of August?—A. Around the 20th.

Q. Not later than that?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 598, dated February 21, 1902, received of Edward Fallon \$2.89, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 34 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

- Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

EDWARD HOWARD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. When did you come to the United States?—A. I couldn't tell you; I was 7 years of age.
 Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-three years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces duplicate naturalization certificate, issued out of the court of common pleas of Lackwanna County to Edward Howard, dated the 5th of October, 1888, under the seal of the court, signed C. E. Pryor, proty.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 828, dated March 29, 1902, received of Edward Howard \$3.10, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. O'Connor.
 Q. When?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES COOK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1885.
 Q. How long have you lived in the First Ward of Dickson City?—A. About fourteen years.
 Q. Continuously there fourteen years?—A. Yes, sir.
 Q. Away during the strike?—A. I was away about nine days.
 Q. Where were you?—A. Indianapolis.
 Q. What were you doing there?—A. A vacation.
 Q. You were not working?—A. No, sir; just on business.
 Q. Have you a naturalization paper?—A. I have.
 (Witness produces tax receipt No. 977, dated October 15, 1902, received of James Cook \$9.60, taxes for the year 1901, for the district of Dickson City, First Ward, including county tax of \$1.65, signed Theo. H. Weiland, collector.)
 Q. This tax was assessed to you?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to James Cook, dated the 6th of October, 1902, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. You received this just prior to the election?—A. Yes, sir.

Q. Where do you live?—A. Main street.

THOMAS BARRON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. About twelve years.

Q. Have you a tax receipt there?—A. Yes, sir.

Q. Have you lived continuously there?—A. Yes, sir.

Q. Have you moved out of the ward?—A. No, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 22, dated September 22, 1902, received of Thomas Barron \$12.96, taxes for the year 1902, for the district of Dickson City, First Ward, including a county tax of \$2.51, signed Theo. H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. Weiland.

Q. Do you remember when?—A. The date of the receipt.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

WILLIAM J. FOY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. The First Ward of Dickson City.

Q. Where were you born?—A. Wayne County, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. Since I was 10 years old.

Q. Did you live there all the time?—A. All but during the strike.

Q. Where were you?—A. New York—Brooklyn.

Q. Where were you working there?—A. A while.

Q. When did you go there?—A. June.

Q. When did you return?—A. About the 14th of October.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated March 8, 1902, received of William J. Foy \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. It was stopped.

Q. You received this in lieu of this much money from your pay?—A. Yes, sir.

Q. Paid on the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did you intend to make it your home in New York when you went there?—A. No, sir.

Q. You went there for the purpose of finding temporary employment, and you intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

Q. You didn't get back until you heard there was a likelihood of a settlement?—A. No, sir.

Q. You came back because you could better yourself here more than in New York?—A. Yes, sir.

Q. If you could do better in New York than you could here, you would have remained in New York?—A. No, sir.

Q. If you could do better there for yourself than you could do here, you would have stayed there, wouldn't you?—A. I might.

By Mr. SICKLER:

Q. You intended to return?—A. Yes, sir.

LEWIS R. EVANS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Wales.

Q. When?—A. 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the First Ward of Dickson City?—A. The last five years.

Q. Have you lived there continuously for five years?—A. Yes.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Lewis R. Evans, dated the 6th of October, 1883, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You received this yourself?—A. Yes, sir.

Q. You went to court for it?—A. Yes, sir.

Q. Have you your tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 34, dated January 7, 1901, received of Lewis R. Evans \$2.75, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 33 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Weiland.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

LANCE DAVIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Nanticoke, Pa.

Q. When?—A. 1878; June 6.

Q. How old were you last June—last year?—A. 24 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. When did you move into the First Ward of Dickson City?—A. About ten years ago.

Q. You lived with your parents?—A. Stayed with my uncle.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated March 8, 1902, received of Lance Davis \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. It was paid on or about the date of this receipt?—A. Yes.

Q. You marked your ballot yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN GEARY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Pennsylvania.
 Q. When?—A. 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ten years.
 Q. Continuously for ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Never had a tax assessed to you?—A. No, sir.
 Q. Never paid a tax?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. File an affidavit?—A. No, sir.
 Q. Where do you live?—A. Dickson City, Grant street.

THOMAS CALLAHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Eight years.
 Q. Continuously for eight years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated December 12, 1901, received of Thomas Callahan \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Theodore Weiland.
 Q. When?—A. December.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JAMES PADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. All my life.
 Q. Continuously?—A. I was in Scranton five years eight years ago.
 Q. You have been in the First Ward of Olyphant eight years continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1293, dated November 1, 1901, received of James Padden \$13.98, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of \$1.84, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. This was assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Were you sworn in?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PETER FOLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. When did you come to the United States?—A. 1867, May.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since I came to the country—about thirty-five years.
 Q. Lived there continuously thirty-five years?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackwanna County to Peter Foley, dated the 6th of October, 1888, under the seal of the court, signed C. E. Pryor, proty.)
 Q. You got that yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 69, dated December 12, 1901; received of Peter Foley \$17.61, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of \$2.61, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. When?—A. On the date of the receipt.
 Q. This is assessed on property?—A. Yes, sir.
 Q. You own this property?—A. Yes, sir.
 Q. Title in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

P. W. FADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Dunmore.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. I don't say as I did.
 Q. Did you vote at that election?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Mostly all my life.
 Q. Continuously there?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1355, dated January 27, 1902; received of P. W. Fadden \$13.63, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of \$1.93, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir; my wife paid it.
 Q. With your money?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. This is paid when?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANTHONY MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. About twelve years.
 Q. The last twelve years?—A. Yes, sir; I have been in the Army.
 Q. Is that the only time you have been away in?—A. I was away during the strike.
 Q. Where were you?—A. Clearfield County.
 Q. When did you go there?—A. The 27th of June.
 Q. When did you return?—A. The 29th of July.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 481, dated April 8, 1902; received of Anthony Murphy \$2.36, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. O'Connor?—A. Yes, sir.
 Q. When?—A. On the 8th day of April, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS CARTER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1881.
 Q. Come immediately to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Olyphant?—A. I moved to the First Ward of Olyphant the day McKinley was buried.
 Q. Have you lived there continuously since?—A. Yes, sir.
 Q. Haven't you moved out of the ward?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Carter, dated the 3d of October, 1891.)
 Q. You received this paper yourself?—A. Yes, sir.
 Q. From the court?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 1472, dated March 29, 1901; received of Thomas Carter \$2.69, taxes for the year 1900 for the district of Olyphant, including a county tax of 38 cents, signed John O'Connor, collector.)
 Q. You received this tax receipt yourself since you have been subpoenaed here?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Do you remember when?—A. It would be on the receipt.
 Q. On that date you paid it?—A. Yes, sir.
 Q. You live in the First Ward?—A. Now I live in the Third Ward.
 Q. When did you live in the First?—A. Two years in October.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRANK CALLAHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Pittston.
- Q. When?—A. 1866.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. How long have you lived in the First Ward of Dickson City?—A. Since 1889.
- Q. Have you lived there continuously for twelve years?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt dated March 3, 1902; received of Frank Callahan \$12.04, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$2.18, signed Theo. H. Weiland, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. The title is in your name?—A. Yes, sir.
- Q. When did you pay this?—A. The date of this receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JAMES CASEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Troy, New York.
- Q. When?—A. I couldn't tell you.
- Q. How many years ago?—A. About forty-five years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in Pennsylvania?—A. About twelve years.
- Q. How long in the First Ward of Olyphant?—A. About eight years.
- Q. Have you lived in that ward ever since?—A. I have been in Olyphant ever since.
- Q. Moved out of the First Ward?—A. Yes, sir.
- Q. When did you move out of the First Ward?—A. About a year ago I moved from the Fourth Ward into the First.
- Q. Do you remember what time it was?—A. It was in the winter time.
- Q. You were living in the First Ward all last summer?—A. Yes, sir.
- Q. You lived there at least two months prior to this election held November 4, 1902?—A. Yes, sir; in that First Ward.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1364, dated March 29, 1902, received of James Casey \$3.30, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 45 cents, signed John O'Connor, collector.)
- Q. You paid this yourself?—A. Yes, sir; it was stopped.
- Q. Your money paid it?—A. Yes, sir.
- Q. You received this receipt in your envelope?—A. Yes, sir.
- Q. Do you remember when this was stopped?—A. It was stopped in 1902.
- Q. You would not swear this was paid in 1902?—A. Yes, sir.
- Q. Do you know which month it was paid in?—A. I couldn't tell exactly.
- Q. Would you be prepared to say it was paid before October, 1902?—A. I think it was.
- Q. Are you positive of that; would you be willing to swear it was paid before October, 1902?—A. I couldn't say.
- Q. You couldn't be positive when it was paid?—A. No, sir.
- Q. You marked your ballot yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You received this as an evidence of the payment of your taxes?—A. Yes, sir.
Q. Did you receive this before the strike begun last spring?—A. Yes, sir.

PATRICK DOUGHERTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
Q. Where were you born?—A. Ireland.
Q. When?—A. 1872.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Dickson City.
Q. What year did you come to the United States?—A. 1874.
Q. Did you come immediately to Pennsylvania?—A. Yes, sir.
Q. How long have you lived in the First Ward of Dickson City?—A. About four years.
Q. Have you lived there continuously four years?—A. Yes, sir.
Q. Not away during the strike?—A. No, sir.
Q. You were working somewhere in the county?—A. Yes, sir.
Q. Your home was in Dickson City?—A. Yes, sir.
Q. Are you a married man?—A. No, sir.
Q. Where were you working?—A. In Archbald.
Q. Boarding in Archbald?—A. I had my washing done at home.
Q. You slept there?—A. It was only for six weeks.
Q. What six weeks?—A. In the latter part of August I come down.
Q. And then you lived from the latter part of August until the present time in the First Ward of Dickson City?—A. Yes, sir.
Q. Have you a State or county tax receipt?—A. I lost them.
Q. Have you naturalization paper?—A. Yes, sir.
(Witness produces naturalization certificate issued out of the court of common pleas of Schuylkill County, to Patrick Dougherty, dated the 17th of January, 1895, under the seal of the court, signed James Degan, prot'y.)
Q. These papers were issued to you?—A. Yes, sir.
Q. You say you have no tax receipt?—A. I lost them.
Q. When did you pay it?—A. In 1900.
Q. Do you remember when in 1900?—A. About the 14th of January.
Q. There is no mistake about that?—A. Somewhere around that.
Q. It was in 1900?—A. I am sure of that.
Q. For taxes for the year before, 1899?—A. Yes; I suppose so.

By Mr. SICKLER:

- Q. Are you prepared to say it wasn't December, 1900, you paid that tax?—A. No; it wasn't in December; it was in January.
Q. Have you paid a tax since then?—A. No; I don't think I did.
Q. You would not swear positively you didn't pay a tax in the year 1901?—A. I don't think I did.
Q. You would not swear to that?—A. No, sir.

ANTHONY DOUGHERTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
Q. Where were you born?—A. Ireland.
Q. When?—A. Forty-eight years ago.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Dickson City.
Q. What year did you come to the United States?—A. 1871 or 1872.
Q. Did you come immediately to Pennsylvania?—A. Yes, sir.
Q. How long have you lived in the First Ward of Dickson City?—A. Between three and four years.
Q. When did you move into the ward?—A. I moved from the Second Ward into the First.
Q. You have been continuously there three or four years before November 4, 1902?—A. Yes, sir.
Q. Have you a naturalization paper?—A. I lost them.

Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1079, dated September 20, 1902, received of Anthony Dougherty \$10.01, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of \$1.99, signed Theo. W. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; my wife paid it.
 Q. You gave her the money to pay it?—A. Yes, sir.
 Q. She paid it on or about that day?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your wife's name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. A fellow named John Riley.
 Q. Did you ask John to assist you?—A. Yes, sir.
 Q. Did you ask the board to allow him to assist you?—A. Yes.
 Q. What reason did you give to the board?—A. It was late, and I couldn't see.
 Q. Have you ever marked the ballot yourself?—A. Yes, sir.
 Q. You read and write some?—A. Very little.
 Q. You have marked the ballot yourself?—A. Yes, sir.
 Q. It was a little late that night?—A. Yes, sir.
 Q. There were lights there?—A. Yes, sir.
 Q. If you had wanted to take the trouble you could have marked it yourself?—A. I believe I couldn't; he was a particular friend of mine.

By Mr. SICKLER:

Q. Did you say you told the board you couldn't see to mark your ballot?—A. No, sir; I didn't.
 Q. Did they give their consent?—A. I asked this fellow.
 Q. Did you ask the board?—A. Yes, sir.
 Q. Did they give their consent?—A. No, sir.
 Q. You say that property is in your wife's name?—A. Yes, sir.
 Q. Is this tax on that the only tax you paid?—A. Yes, sir.
 Q. You paid this tax?—A. My wife paid it, but I earned the money.
 Q. It was paid with your money?—A. Yes, sir.
 Q. Is this the only tax you paid?—A. That is all for that year.
 Q. And part of this is your individual tax?
 Mr. GILROY. I object to that; the receipt is the best evidence.
 A. Yes, sir.

THOMAS DAVISON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1883.
 Q. How long have you lived in the First Ward of Dickson City?—A. About eleven years.
 Q. Have you been there the last eleven years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Davidson, dated the 4th of October, 1890, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 132, dated September 28, 1901, received of Thomas Davidson \$12.45, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$2.25, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. Weiland?—A. Yes, sir.
 Q. When?—A. The time it is dated.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Mine.
 Q. Did you have assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

GWYLLYM DAVIS, called and sworn.

Direct examination by Mr. GILROY:—

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Hazleton.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Five years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. One month.
 Q. Where were you?—A. Elk County.
 Q. What month?—A. The last part of June.
 Q. Came back when?—A. The 30th of July.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated February 15, 1902, received of Gwyllym Davis \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. It was stopped.
 Q. Paid with your money?—A. Yes, sir.
 Q. Do you remember when this was paid?—A. The date of the receipt, I suppose.
 Q. Are you positive?—A. It was the first pay after.
 Q. You are positive it was paid in 1902?—A. Yes, sir.
 Q. How near to the day is it dated?—A. I received that tax receipt, it is dated the 15th, the next pay, July 25.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

DAVID EYNON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Three years.
 Q. The last three years?—A. Yes, sir.
 Q. When did you move into the ward?—A. It was the beginning of 1900.
 Q. From where did you move?—A. From Drifton, Pa.
 Q. You lived at least two months prior to this election in the First Ward of Dickson City?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 6, dated September 5, 1902, received from David Eynon \$2.35, taxes for the year 1902, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed, Theo. H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom?—A. Weiland.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

DAVID COLEMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1872.
 Q. Did you vote at the election held on November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. When did you come to the United States?—A. 1892.
 Q. How long have you lived in the First Ward of Olyphant?—A. About eighteen months.
 Q. When did you move into the ward?—A. About April, 1901.
 Q. You lived there continuously from that time in the ward?—A. I have been away during the strike.
 Q. Where were you?—A. New York State.
 Q. Were you working there?—A. Yes, sir.
 Q. When did you go there?—A. The 1st of July.
 Q. When did you return?—A. Over a month from the time I was there.
 Q. When did you return for good?—A. The latter part of August or the first of September.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to David Coleman, dated the 30th of September, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. What year did you come to the United States?—A. 1892.
 Q. What part of 1892?—A. October, 1892.
 Mr. SICKLER. I object to the question and answer and ask that it be stricken out.
 Q. How old were you when you came here?—A. I was 20 the next birthday; I would be 20, June, 1892, and I came here in October of that year.
 Q. You came to this country in June, 1892?—A. No; I came in October; I would be 21 the following June.
 (Witness produces tax receipt No. 1260, dated March 31, 1902, received of David Coleman \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; it was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Do you remember when it was paid?—A. The date of that receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Why did you go to New York during the strike?—A. For work.
 Q. You were out of work here?—A. Yes, sir.
 Q. You went away for the purpose of finding work during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.
 Q. You had a family?—A. No, sir.
 Q. Are you married?—A. Yes; I was married since.
 Q. Your mother was here?—A. Yes, sir.
 Q. When did you get your first citizen paper?—A. I didn't have any.
 Q. You never had a first paper?—A. No, sir.
 Q. You never declared your intentions?—A. No, sir.

By Mr. GILROY:

- Q. You got that paper yourself?—A. Yes, sir.
 Mr. SICKLER. We object to the questions which tend to prove or disprove the witness's eligibility to citizenship at the time he received his naturalization certificate; counsel for the contestant has no right to try these papers if genuine.

FRANK FALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.

- Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Five years.
 Q. Continuously there for five years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 969, dated March 29, 1902, received of Frank Fallon \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir; it was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Do you remember when it was paid?—A. On the date of the receipt; it was stopped that date.
 Q. In your next pay this was in your envelope?—A. I got it the same date I got my pay.
 Q. Do you remember when you paid it?—A. It is dated there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

MICHAEL DEMPSEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. All the time.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1420, dated April 17, 1901, received of Michael Dempsey \$2.66, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 30 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. It was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JAMES CLANCEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The First Ward of Olyphant.
 Q. What year did you come to the United States?—A. I couldn't tell you that.
 Q. How old were you?—A. About 2 years.
 Q. What year did you say you were born?—A. 1863.
 Q. How long have you lived in the First Ward of Olyphant?—A. All my life.
 Q. Have you lived there continuously?—A. Yes, sir.
 Q. Ever been away?—A. Yes, sir.
 Q. When?—A. During the strike.
 Q. Where were you?—A. Ohio.
 Q. When did you go there?—A. I went the 20th of June.
 Q. When did you return?—A. The first of October.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Clancey, dated the 29th of September, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 1549, dated May 27, 1901, received of James Clancey \$8.67, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.14, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.
Q. To whom did you pay it?—A. Mr. O'Connor.
Q. When?—A. The 27th of May, 1901.
Q. The date of this receipt?—A. Yes, sir.
Q. This is assessed on property?—A. Yes, sir.
Q. In whose name is the property?—A. Mine.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Were you in the booth alone?—A. Yes, sir.
Q. What street do you live on?—A. Dunmore street.
Q. Near what place?—A. 'Near the center of it.

By Mr. SICKLER:

Q. Did you go to Ohio for the purpose of finding work during the strike?—A. Yes, sir.
Q. You intended to return as soon as the strike was over?—A. Yes, sir.

MATTHEW FADDEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.
Q. Where were you born?—A. The First Ward of Olyphant.
Q. When?—A. 1868.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Olyphant.
Q. How long have you lived in the First Ward of Olyphant?—A. With the exception of being away three months, all my life.
Q. What year were you away three months?—A. I was one year away ten years ago, and two years eight years ago.
Q. For the last eight years you have lived there continuously?—A. Yes, sir.
Q. Were you away during the strike?—A. Up to Scott to my mother-in-law's, helping her out.
Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. 1295, dated March 21, 1902, received of Matthew Fadden \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
Q. You paid this yourself?—A. Yes, sir; it was stopped.
Q. Your money paid it?—A. Yes, sir.
Q. When?—A. I got the receipt March 21, 1902.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Were you in the booth alone?—A. Yes, sir.
Q. Were you challenged?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Did you file an affidavit?—A. No, sir.

JOHN COLEMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.
Q. Where were you born?—A. Olyphant.
Q. When?—A. 1872.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir.
Q. Were you at the polls?—A. No, sir; I couldn't get there in time.
Q. Have you a State or county tax receipt?—A. Yes, sir.
Q. How long have you lived in the ward?—A. All my life.
Q. Are you well acquainted with the voters in that ward?—A. Yes, sir.
Q. Is there another man in the ward by the name of John Coleman?—A. Not that I know of; I believe there is a John M. Coleman.
Q. He lives in that ward?—A. Yes, sir.
Q. You were subpoenaed here?—A. Yes, sir.

By Mr. SICKLER:

- Q. What was the name on your subpoena, John or John M.?—A. John Coleman.
 Q. Where were you election day?—A. I was working.
 Q. For whom?—A. At the mines.
 Q. What company?—A. The Temple Iron Company.

THOMAS HOBAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. 1840.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. About forty-three years.
 Q. Continuously for forty-three years?—A. Yes, sir.
 Q. The last forty-three years?—A. Yes; it is probably more than that; since 1859.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt as follows: Olyphant borough, February 15, 1902, received of Thomas Hoban \$5 to apply on taxes for 1900, signed John Hoban, collector.)
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live?—A. On Dunmore street.

By Mr. SICKLER:

- Q. When did you pay the rest of your taxes which was assessed for the year 1900?—A. My wife paid both of them.
 Q. Have you paid any taxes since this date, February 12, 1902?—A. No, sir; I haven't paid any since that time.
 Q. Are you positive?—A. I am positive; there was no tax paid since that time.

LOUIS EGRIFE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Prussia.
 Q. When?—A. 1859.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. When did you come to the United States?—A. 1876.
 Q. How long have you lived in the First Ward of Olyphant?—A. Eleven years.
 Q. Have you moved out of the ward in the last eleven years?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Louis Eagriff, dated the 29th of September, 1884, under the seal of the court.)
 Q. Did you get this paper yourself?—A. Yes, sir.
 Q. Is this the proper spelling of your name?—A. It is my name.
 Q. You went to court and got it yourself?—A. Yes, sir.
 Q. Did you get tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1369, dated March 31, 1902, received of Louis Egriff \$3.60, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 48 cents, signed, John O'Connor collector.)
 Q. You paid this yourself?—A. Yes; it was stopped.
 Q. Paid with your money?—A. Yes, sir.
 Q. Paid when?—A. 31st of March it was paid; I received it the 6th of April.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOHN DEMPSEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About 1846.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1869.
 Q. How long have you lived in the First Ward of Olyphant?—A. Ever since.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Dempsey, dated the 7th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 931, dated November 19, 1901, received of John Dempsey \$39.29, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$6.15, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. O'Connor.
 Q. Do you remember when?—A. On the date of the receipt.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN SHEARON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ashley, Pa.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Ten years.
 Q. Have you lived there continuously for ten years?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1338, dated December 21, 1901, received of John Shearon \$2.66, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. O'Connor.
 Q. When?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM D. THOMAS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1858.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1869.
 Q. How long have you lived in the First Ward of Dickson?—A. Ten or twelve years.

Q. Continuously?—A. Yes, sir.

Q. Have you been out of the ward?—A. I have been back seven years.

Q. Have you been away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to William D. Thomas, dated the 30th of September, 1884, under the seal of the court, signed James H. Morse, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1L, dated August 15, 1901, received of William D. Thomas \$8.70, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.50, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Weiland.

Q. When?—A. It is dated there.

Q. You paid it on that date?—A. Yes, sir.

Q. This is assessed on property?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Now, 12 o'clock noon, February 6, 1903, hearing is adjourned to 1 o'clock p. m. same day.

Now, 1 o'clock p. m., February 6, 1903, pursuant to the last adjournment, hearing is resumed.

MARTIN BLATNIK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. When did you come to the United States?—A. Nineteen years.

Q. When did you come to Pennsylvania?—A. I couldn't tell you.

Q. How many years have you lived in this State?—A. Nineteen years.

Q. How long have you lived in the First Ward of Dickson City?—A. Seven years.

Q. Continuously?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. This is your naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Martin Blatnik, dated the 17th of November, 1900, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You have been in this country nineteen years?—A. Yes, sir.

Q. This is your paper?—A. Yes, sir.

Q. This is your tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 217, dated November 9, 1900, received of Martin Blatnik \$9.96, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.80, signed Theo. H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you remember the day you paid it?—A. It is there on the receipt.

Q. There are two dates here, one in red and one in black?—A. I couldn't tell you.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Mine.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1881.

Q. Did you come immediately to Pennsylvania?—A. No; Luzerne County.

Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.

Q. Lived there all that time—for fourteen years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Buckrod, dated the 28th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and got it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated January 31, 1902, received of John Buckrod \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. To whom did you pay this tax?—A. Weiland.

Q. You paid it yourself?—A. Yes, sir.

Q. When?—A. 1902.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you in the booth alone?—A. Yes, sir.

Q. You remained there alone until you marked your ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN BROSEWSKY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1875.

Q. When did you come to the United States?—A. I was 8 years of age.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. How long have you lived in the Second Ward of Dickson City?—A. 14 years.

Q. Continuously?—A. Yes, sir.

Q. Did you ever live in any other ward?—A. We lived in Nanticoke 14 years ago.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to John Brozdeusky, dated the 9th of July, 1897, under the seal of the court, signed C. E. Prior, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 979, dated July 19, 1902, received of John Brozdeusky \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Theodore Weiland.

Q. When?—A. I think it was in July.

Q. Did you pay it the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN DALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't tell you.

- Q. How many years ago?—A. I am going on about 60.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. What year did you come to the United States?—A. I was 8 years old.
- Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-five years.
- Q. The last thirty-five years?—A. Yes, sir.
- Q. Living there at least a year prior to this election?—A. Yes.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., to John Daley, dated the 1st of November, 1856, under the seal of the court, signed B. McTigue, clerk.)
- Q. You got this paper yourself?—A. Yes, sir.
- Q. They were issued to you?—A. Yes, sir.
- Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1348, dated January 13, 1903, received of John Daley \$12.93, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of \$1.82, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is it in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. That is all.
- Q. Did you pay taxes during the year 1902?
- Mr. GILROY. I object to the question, the witness having been subpoenaed to produce taxes during the last two years.
- A. No, sir.
- Q. Did you pay a tax during the year 1901?—A. I couldn't state that.
- Q. You paid your taxes every year?—A. Yes, sir.
- Q. Didn't pay taxes during the year 1901?—A. I suppose so. I generally do.
- Q. A State and county tax?—A. Yes, sir.
- Q. Do you remember when you paid it?—A. I couldn't tell that.

By Mr. GILROY:

- Q. If you paid a tax you have the receipt at home?—A. Yes, sir.

LAWRENCE BRADY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Luzerne County, Pa.
- Q. When?—A. 1855.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. How long have you lived in the First Ward of Dickson City?—A. Eleven years.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated November 29, 1901, received of Lawrence Brady \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
- Q. You paid this yourself?—A. It was stopped in the office.
- Q. Paid with your money?—A. Yes, sir.
- Q. Do you remember the time it was paid?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.

EDWARD GREATRIX, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1851.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in Pennsylvania?—A. Twenty-two years.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ever since.
 Q. Continuously there since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Edward Greatrix, dated the 6th of October, 1888, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated November 8, 1901, received of Edward Greatrix \$10.38, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.88, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Weiland.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. My name.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN T. GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1864.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Six or seven years.
 Q. Moved into the ward from where?—A. Taylor, Pa.
 Q. Have you lived in that ward continuously since that time?—A. Yes, sir.
 Q. You haven't moved out of the ward in seven years?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County, to John T. Griffiths, dated the 3d of October, 1885, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated January 3, 1903, received of John T. Griffiths \$1.90, taxes for the year 1902 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. Is this the only receipt you have?—A. No, sir.
 (Witness also produces tax receipt, No. 95, dated January 7, 1901, received of John T. Griffiths \$2.85, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Where did you pay it?—A. To Theodore Weiland.
 Q. Where?—A. Dickson City.
 Q. At his house?—A. No; that was stopped on me.
 Q. Your money paid this?—A. Yes, sir.
 Q. Do you remember when it was paid?—A. When I got the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOE BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.
 Q. The last fourteen years?—A. No, sir.
 Q. Continuously there fourteen years?—A. Yes, sir; I was to New York.
 Q. When?—A. During the strike.
 Q. When did you go there?—A. In August or July; I am not sure.
 Q. What were you doing there?—A. Working on the elevated road.
 Q. New York City?—A. Yes, sir.
 Q. When did you return?—A. Shortly before the strike was over.
 Q. Some time in October, 1902?—A. Yes, sir; two weeks before the strike was ended.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Buckrod, dated the 28th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)

- Q. Did you receive this paper yourself?—A. Yes, sir.
 Q. Were you examined before the judge?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 980, dated May 6, 1902, received of Joseph Buckrod \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. When?—A. I am not sure. It is there.
 Q. You paid it on the date here?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. First Ward of Dickson City.
 Q. What street?—A. Main street.

By Mr. SICKLER:

- Q. Did you go to New York for the purpose of finding temporary employment during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

- Q. You didn't come home until you knew there was a chance of a settlement of this strike?—A. No, sir.
 Q. And that brought you home?—A. Yes, sir.

By Mr. SICKLER:

- Q. You didn't intend to make it your home in New York?—A. No, sir.
 Q. You are not a married man?—A. No, sir.
 Q. You usually stay where you can do the best for yourself?—A. No; I would come back.
 Q. If the strike had not been settled in October you would have remained in New York?—A. Yes, sir.

JOHN BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1840.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.
 Q. Lived there all the time?—A. Yes, sir.
 Q. You have a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Buckrod, dated the 19th of March, 1900, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. This is your tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 118, dated September 24, 1901, received of John Buckrod \$39.37, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$7.13, signed Theo. H. Weiland, collector.)
 Q. This was paid by you?—A. Yes, sir.
 Q. To whom?—A. Mr. Weiland.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

JOHN BOSHA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Austria-Hungary.
 Q. When?—A. 1848.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1882.
 Q. Where did you land, New York City?—A. Yes, sir.
 Q. How long is it you came to this county?—A. Right away.
 Q. How long have you lived in the First Ward of Dickson City?—A. Sixteen years altogether.
 Q. Ever since?—A. Yes, sir.
 Q. In the same ward?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to John Bosha, dated the 2d of October, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. You went to the court for this paper?—A. Yes, sir.
 Q. You went before the judge?—A. Yes, sir.
 Q. And that is your name on there?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 100, dated September 17, 1901, received of John Bosha \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay that?—A. Weiland.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You went in alone?—A. Yes, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Anybody challenged you?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES J. FADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant, First Ward.
 Q. How old are you?—A. Thirty years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. I was born there.

Q. You have lived there ever since?—A. Yes, sir.

Q. Never out of the ward to live?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1297, dated March 31, 1902, received of James Fadden \$2.75, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. It was stopped.

Q. It was paid out of your money?—A. Yes, sir.

Q. You received this receipt in lieu of \$2.75?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Go into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ADAM KROSZENSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Russia Poland.

Q. When?—A. 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Dickson City.

Q. What year did you come to the United States?—A. I came in 1882, and then I went to the old country, and come back again in 1888.

Q. Is this your paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the District Court of the United States of America for the western district of Pennsylvania, issued the 27th day of October, 1892, to Adam Kroszenski, under the seal of the court, signed William T. Lindsay, clerk.)

Q. What time did you come to the United States the last time?—A. 1888.

Q. What time in 1888?—A. I believe it was the 3d of March.

Q. What did you go to the old country for?—A. To see me folks.

Q. You went there on a visit?—A. Yes, sir.

(Witness produces tax receipt No. 979, dated April 11, 1901, received of Adam Kroszenski, \$8.09, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of \$1.58, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Theodore Weiland.

Q. When?—A. April 11, 1901.

Q. The date of that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

ISAAC DAWE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City borough.

Q. What year did you come to the United States?—A. 1881.

Q. How long have you lived in Pennsylvania?—A. Since 1881.

Q. How long have you lived in the Second Ward of Dickson City?—A. Eighteen years.

- Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1549, dated May 27, 1901, received of James Clancey \$8.67, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.14, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Mr. O'Connor.
 Q. When?—A. The 27th of May, 1901.
 Q. The date of this receipt?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. In whose name is the property?—A. Mine.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. What street do you live on?—A. Dunmore street.
 Q. Near what place?—A. 'Near the center of it.

By Mr. SICKLER:

- Q. Did you go to Ohio for the purpose of finding work during the strike?—A. Yes, sir.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.

MATTHEW FADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. The First Ward of Olyphant.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. With the exception of being away three months, all my life.
 Q. What year were you away three months?—A. I was one year away ten years ago, and two years eight years ago.
 Q. For the last eight years you have lived there continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Up to Scott to my mother-in-law's, helping her out.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1295, dated March 21, 1902, received of Matthew Fadden \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir; it was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. When?—A. I got the receipt March 21, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN COLEMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir.
 Q. Were you at the polls?—A. No, sir; I couldn't get there in time.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. How long have you lived in the ward?—A. All my life.
 Q. Are you well acquainted with the voters in that ward?—A. Yes, sir.
 Q. Is there another man in the ward by the name of John Coleman?—A. Not that I know of; I believe there is a John M. Coleman.
 Q. He lives in that ward?—A. Yes, sir.
 Q. You were subpoenaed here?—A. Yes, sir.

By Mr. SICKLER:

- Q. What was the name on your subpoena, John or John M.?—A. John Coleman.
- Q. Where were you election day?—A. I was working.
- Q. For whom?—A. At the mines.
- Q. What company?—A. The Temple Iron Company.

THOMAS HOBAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Carbondale.
- Q. When?—A. 1840.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in the First Ward of Olyphant?—A. About forty-three years.
- Q. Continuously for forty-three years?—A. Yes, sir.
- Q. The last forty-three years?—A. Yes; it is probably more than that; since 1859.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt as follows: Olyphant borough, February 15, 1902, received of Thomas Hoban \$5 to apply on taxes for 1900, signed John Hoban, collector.)
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. In the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Where do you live?—A. On Dunmore street.

By Mr. SICKLER:

- Q. When did you pay the rest of your taxes which was assessed for the year 1900?—A. My wife paid both of them.
- Q. Have you paid any taxes since this date, February 12, 1902?—A. No, sir; I haven't paid any since that time.
- Q. Are you positive?—A. I am positive; there was no tax paid since that time.

LOUIS EGRUFF, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Prussia.
- Q. When?—A. 1859.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. When did you come to the United States?—A. 1876.
- Q. How long have you lived in the First Ward of Olyphant?—A. Eleven years.
- Q. Have you moved out of the ward in the last eleven years?—A. No, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Louis Eagroff, dated the 29th of September, 1884, under the seal of the court.)
- Q. Did you get this paper yourself?—A. Yes, sir.
- Q. Is this the proper spelling of your name?—A. It is my name.
- Q. You went to court and got it yourself?—A. Yes, sir.
- Q. Did you get tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1369, dated March 31, 1902, received of Louis Egruff \$3.60, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 48 cents, signed, John O'Connor collector.)
- Q. You paid this yourself?—A. Yes; it was stopped.
- Q. Paid with your money?—A. Yes, sir.
- Q. Paid when?—A. 31st of March it was paid; I received it the 6th of April.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

JOHN DEMPSEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. About 1846.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. What year did you come to the United States?—A. 1869.

Q. How long have you lived in the First Ward of Olyphant?—A. Ever since.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Dempsey, dated the 7th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 931, dated November 19, 1901, received of John Dempsey \$39.29, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$6.15, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. O'Connor.

Q. Do you remember when?—A. On the date of the receipt.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN SHEARON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ashley, Pa.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Ten years.

Q. Have you lived there continuously for ten years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1338, dated December 21, 1901, received of John Shearon \$2.66, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. O'Connor.

Q. When?—A. On the date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM D. THOMAS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Wales.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1869.

Q. How long have you lived in the First Ward of Dickson?—A. Ten or twelve years.

Q. Continuously?—A. Yes, sir.

Q. Have you been out of the ward?—A. I have been back seven years.

Q. Have you been away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to William D. Thomas, dated the 30th of September, 1884, under the seal of the court, signed James H. Morse, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1L, dated August 15, 1901, received of William D. Thomas \$8.70, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of \$1.50, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Weiland.

Q. When?—A. It is dated there.

Q. You paid it on that date?—A. Yes, sir.

Q. This is assessed on property?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Now, 12 o'clock noon, February 6, 1903, hearing is adjourned to 1 o'clock p. m. same day.

Now, 1 o'clock p. m., February 6, 1903, pursuant to the last adjournment, hearing is resumed.

MARTIN BLATNIK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. When did you come to the United States?—A. Nineteen years.

Q. When did you come to Pennsylvania?—A. I couldn't tell you.

Q. How many years have you lived in this State?—A. Nineteen years.

Q. How long have you lived in the First Ward of Dickson City?—A. Seven years.

Q. Continuously?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. This is your naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Martin Blatnik, dated the 17th of November, 1900, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You have been in this country nineteen years?—A. Yes, sir.

Q. This is your paper?—A. Yes, sir.

Q. This is your tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 217, dated November 9, 1900, received of Martin Blatnik \$9.96, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.80, signed Theo. H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you remember the day you paid it?—A. It is there on the receipt.

Q. There are two dates here, one in red and one in black?—A. I couldn't tell you.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Mine.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1881.

Q. Did you come immediately to Pennsylvania?—A. No; Luzerne County.

Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.

Q. Lived there all that time—for fourteen years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Buckrod, dated the 28th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and got it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated January 31, 1902, received of John Buckrod \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. To whom did you pay this tax?—A. Weiland.

Q. You paid it yourself?—A. Yes, sir.

Q. When?—A. 1902.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you in the booth alone?—A. Yes, sir.

Q. You remained there alone until you marked your ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN BROSEDEWSKY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1875.

Q. When did you come to the United States?—A. I was 8 years of age.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City.

Q. How long have you lived in the Second Ward of Dickson City?—A. 14 years.

Q. Continuously?—A. Yes, sir.

Q. Did you ever live in any other ward?—A. We lived in Nanticoke 14 years ago.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to John Brozdeusky, dated the 9th of July, 1897, under the seal of the court, signed C. E. Prior, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 979, dated July 19, 1902, received of John Brozdeusky \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Theodore Weiland.

Q. When?—A. I think it was in July.

Q. Did you pay it the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN DALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't tell you.

- Q. How many years ago?—A. I am going on about 60.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. What year did you come to the United States?—A. I was 8 years old.
- Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-five years.
- Q. The last thirty-five years?—A. Yes, sir.
- Q. Living there at least a year prior to this election?—A. Yes.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, Pa., to John Daley, dated the 1st of November, 1856, under the seal of the court, signed B. McTigue, clerk.)
- Q. You got this paper yourself?—A. Yes, sir.
- Q. They were issued to you?—A. Yes, sir.
- Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1348, dated January 13, 1903, received of John Daley \$12.93, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of \$1.82, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is it in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. That is all.
- Q. Did you pay taxes during the year 1902?
- Mr. GILROY. I object to the question, the witness having been subpoenaed to produce taxes during the last two years.
- A. No, sir.
- Q. Did you pay a tax during the year 1901?—A. I couldn't state that.
- Q. You paid your taxes every year?—A. Yes, sir.
- Q. Didn't pay taxes during the year 1901?—A. I suppose so. I generally do.
- Q. A State and county tax?—A. Yes, sir.
- Q. Do you remember when you paid it?—A. I couldn't tell that.

By Mr. GILROY:

- Q. If you paid a tax you have the receipt at home?—A. Yes, sir.

LAWRENCE BRADY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
- Q. Where were you born?—A. Luzerne County, Pa.
- Q. When?—A. 1855.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Dickson City.
- Q. How long have you lived in the First Ward of Dickson City?—A. Eleven years.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated November 29, 1901, received of Lawrence Brady \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
- Q. You paid this yourself?—A. It was stopped in the office.
- Q. Paid with your money?—A. Yes, sir.
- Q. Do you remember the time it was paid?—A. The date of the receipt.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.

EDWARD GREATRIX, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. England.
 Q. When?—A. 1851.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in Pennsylvania?—A. Twenty-two years.
 Q. How long have you lived in the First Ward of Dickson City?—A. Ever since.
 Q. Continuously there since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Edward Greatrix, dated the 6th of October, 1888, under the seal of the court, signed W. (i. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated November 8, 1901, received of Edward Greatrix \$10.38, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$1.88, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Weiland.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. My name.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN T. GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you come to the United States?—A. 1864.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. How long in the First Ward of Dickson City?—A. Six or seven years.
 Q. Moved into the ward from where?—A. Taylor, Pa.
 Q. Have you lived in that ward continuously since that time?—A. Yes, sir.
 Q. You haven't moved out of the ward in seven years?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County, to John T. Griffiths, dated the 3d of October, 1885, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, dated January 3, 1903, received of John T. Griffiths \$1.90, taxes for the year 1902 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. Is this the only receipt you have?—A. No, sir.
 (Witness also produces tax receipt, No. 95, dated January 7, 1901, received of John T. Griffiths \$2.85, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of 53 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Where did you pay it?—A. To Theodore Weiland.
 Q. Where?—A. Dickson City.
 Q. At his house?—A. No; that was stopped on me.
 Q. Your money paid this?—A. Yes, sir.
 Q. Do you remember when it was paid?—A. When I got the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOE BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. What year did you come to the United States?—A. 1881.

Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.

Q. The last fourteen years?—A. No, sir.

Q. Continuously there fourteen years?—A. Yes, sir; I was to New York.

Q. When?—A. During the strike.

Q. When did you go there?—A. In August or July; I am not sure.

Q. What were you doing there?—A. Working on the elevated road.

Q. New York City?—A. Yes, sir.

Q. When did you return?—A. Shortly before the strike was over.

Q. Some time in October, 1902?—A. Yes, sir; two weeks before the strike was ended.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Buckrod, dated the 28th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Did you receive this paper yourself?—A. Yes, sir.

Q. Were you examined before the judge?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 980, dated May 6, 1902, received of Joseph Buckrod \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Theodore Weiland.

Q. When?—A. I am not sure. It is there.

Q. You paid it on the date here?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Where do you live?—A. First Ward of Dickson City.

Q. What street?—A. Main street.

By Mr. SICKLER:

Q. Did you go to New York for the purpose of finding temporary employment during the strike?—A. Yes, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

Q. You didn't come home until you knew there was a chance of a settlement of this strike?—A. No, sir.

Q. And that brought you home?—A. Yes, sir.

By Mr. SICKLER:

Q. You didn't intend to make it your home in New York?—A. No, sir.

Q. You are not a married man?—A. No, sir.

Q. You usually stay where you can do the best for yourself?—A. No; I would come back.

Q. If the strike had not been settled in October you would have remained in New York?—A. Yes, sir.

JOHN BUCKROD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Germany.

Q. When?—A. 1840.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the First Ward of Dickson City?—A. Fourteen years.
 Q. Lived there all the time?—A. Yes, sir.
 Q. You have a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Buckrod, dated the 19th of March, 1900, under the seal of the court, signed Thomas P. Daniels, clerk.)
 Q. This is your tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 118, dated September 24, 1901, received of John Buckrod \$39.37, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of \$7.13, signed Theo. H. Weiland, collector.)
 Q. This was paid by you?—A. Yes, sir.
 Q. To whom?—A. Mr. Weiland.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

JOHN BOSHA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Austria-Hungary.
 Q. When?—A. 1848.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1882.
 Q. Where did you land, New York City?—A. Yes, sir.
 Q. How long is it you came to this county?—A. Right away.
 Q. How long have you lived in the First Ward of Dickson City?—A. Sixteen years altogether.
 Q. Ever since?—A. Yes, sir.
 Q. In the same ward?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to John Bosha, dated the 2d of October, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. You went to the court for this paper?—A. Yes, sir.
 Q. You went before the judge?—A. Yes, sir.
 Q. And that is your name on there?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 100, dated September 17, 1901, received of John Bosha \$2.02, taxes for the year 1901 for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay that?—A. Weiland.
 Q. When did you pay it?—A. On the date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You went in alone?—A. Yes, sir.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Put it in the box yourself?—A. Yes, sir.
 Q. Anybody challenged you?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES J. FADDEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant, First Ward.
 Q. How old are you?—A. Thirty years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. I was born there.

Q. You have lived there ever since?—A.. Yes, sir.

Q. Never out of the ward to live?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1297, dated March 31, 1902, received of James Fadden \$2.75, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. It was stopped.

Q. It was paid out of your money?—A. Yes, sir.

Q. You received this receipt in lieu of \$2.75?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Go into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ADAM KROSZENSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Russia Poland.

Q. When?—A. 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. The First Ward of Dickson City.

Q. What year did you come to the United States?—A. I came in 1882, and then I went to the old country, and come back again in 1888.

Q. Is this your paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the District Court of the United States of America for the western district of Pennsylvania, issued the 27th day of October, 1892, to Adam Kroszenski, under the seal of the court, signed William T. Lindsay, clerk.)

Q. What time did you come to the United States the last time?—A. 1888.

Q. What time in 1888?—A. I believe it was the 3d of March.

Q. What did you go to the old country for?—A. To see me folks.

Q. You went there on a visit?—A. Yes, sir.

(Witness produces tax receipt No. 979, dated April 11, 1901, received of Adam Kroszenski, \$8.09, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of \$1.58, signed Theo. H. Weiland, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Theodore Weiland.

Q. When?—A. April 11, 1901.

Q. The date of that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

ISAAC DAWE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Dickson City borough.

Q. What year did you come to the United States?—A. 1881.

Q. How long have you lived in Pennsylvania?—A. Since 1881.

Q. How long have you lived in the Second Ward of Dickson City?—A. Eighteen years.

- Q. When did you move into the Second Ward?—A. December 3, 1902.
 Q. You had lived continuously 18 years there prior to that time?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. You have naturalization papers?—A. I haven't.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt duplicate No. 971, dated January 12, 1901, received of Isaac Dawe, \$2.10, taxes for the year 1900, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. This is your duplicate receipt?—A. Yes, sir; I lost the original.
 Q. I understand you to say you never took out naturalization papers?—A. No, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Weiland.
 Q. On the date of the receipt?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You voted on your father's papers?—A. Yes, sir.
 Mr. GILROY. We move to strike that out.

PATRICK CAVANAUGH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. About ten or twelve years.
 Q. The last ten or twelve years preceding this date?—A. Yes, sir.
 Q. Have you ever moved out of the ward?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated January 27, 1902, received of Patrick Cavanaugh \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. It was stopped.
 Q. Your money paid that tax?—A. Yes, sir.
 Q. You received that receipt in lieu of that much money?—A. Yes.
 Q. Do you remember the date it was stopped?—A. That date, that month.
 Q. You can not swear positively it was stopped that month?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir; only they didn't have my name down on the register.
 Q. Somebody challenged you?—A. No, sir.
 Q. They made you explain your residence?—A. Yes, sir.
 Q. Did they ask you for tax receipt?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MATTHEW CAVANAUGH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Virginia, United States.
 Q. When?—A. 1851, January.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. When did you move into Pennsylvania?—A. I couldn't tell; I was a little boy.
 Q. How long have you lived in the First Ward of Dickson City?—A. About twelve years.
 Q. The last twelve years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt No. —, dated August 25, 1902, received of Matthew Cavanaugh \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)

Q. Did you pay this tax yourself?—A. It was stopped.
Q. Did you pay this tax yourself?—A. Yes, sir.
Q. You received this in lieu of \$2.02?—A. Yes, sir.
Q. Do you remember when this was stopped?—A. I couldn't remember; it is on the receipt.

Q. It is dated August 25, 1902.—A. That is the time.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Went into the booth alone?—A. Yes, sir.
Q. Were you challenged?—A. No, sir.
Q. Did you file an affidavit?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.

MILES HEALEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where did you live?—A. First Ward of Olyphant.
Q. Where were you born?—A. Scranton.
Q. When?—A. I couldn't tell the year.
Q. How many years ago?—A. Thirty-four.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. First Ward of Olyphant.
Q. How long have you lived in the First Ward of Olyphant?—A. Going on three years.
Q. The last three years?—A. Yes, sir.
Q. Have you been out of the ward in three years?—A. No, sir.
Q. Weren't away during the strike?—A. No, sir.
Q. Have you a State or county tax receipt?—A. I had them, but they are burned.
Q. Have you a duplicate tax receipt?—A. No, sir.
Q. You never asked for a duplicate?—A. No, sir.
Q. What tax collector did you pay your tax to last?—A. O'Connor.
Q. Do you remember when you paid that tax last?—A. I don't remember rightly.
Q. Did you have any assistance marking your ballot?—A. No, sir.
Q. Marked it yourself?—A. Yes, sir.
Q. Were you in the booth alone?—A. Yes, sir.
Q. Were you challenged?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Can you tell us about when you paid that tax?—A. I couldn't tell you rightly.
Q. Can you tell the year?—A. Why, I paid 1901 and 1902.
Q. About what time of the year did you pay that tax of 1901?—A. In the beginning of the year.
Q. You paid it for 1900 in 1901?—A. No, sir; I paid it here for 1901.
Q. During the year 1901 you paid the taxes which were assessed for the year 1900?—A. No, sir.
Q. How is it?—A. I paid 1901 up here.
Q. About what time of the year did you pay that?—A. I couldn't tell you.
Q. To whom did you pay it?—A. O'Connor.
Q. Where?—A. At his house.
Q. Was there a county tax?—A. State and county.
Q. Was it the beginning of the year 1901?—A. When they were collecting the taxes.
Q. About what time of the year?—A. I couldn't tell you what time.

By Mr. GILROY:

Q. You would not want to go on oath what time you paid that tax?—A. No, sir.

PATRICK KANE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Winton.
Q. Where were you born?—A. Ireland.

- Q. When were you born?—A. 1848.
 Q. You voted at this election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The Second Ward of Winton.
 Q. When did you come to the United States?—A. 1869, July 6.
 Q. How long have you lived in the Second Ward of Winton?—A. I come here in 1874, and then I went to Dunmore, and I come back here in 1901, January 4.
 Q. You have been living there ever since?—A. Yes, sir.
 Q. Have you a naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Kane, dated the 2d October, 1879, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. You got that paper yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1349, dated January 6, 1902, received of Patrick Kane \$16.22, taxes for the year 1901, for the district of ———, Second Ward of Dunmore, including a county tax of \$2.96, signed Patrick F. Reilly, collector.)
 Q. You paid this tax in Dunmore?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the title to the property in your name?—A. Yes, sir.
 Q. You didn't receive any assistance voting?—A. No, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. You didn't have to have anyone else to fix it for you?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN LYNCH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Winton.
 Q. Where were you born?—A. Scranton.
 Q. When were you born?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Winton.
 Q. How long have you lived in the Third Ward of Winton?—A. Thirty-five years.
 Q. Continuously?—A. Yes, sir.
 Q. Haven't moved out of it in thirty-five years?—A. But to come back again.
 Q. When did you come back the last time?—A. During the strike.
 Q. Where were you during the strike?—A. Pittsburg.
 Q. Were you working there?—A. Yes, sir.
 Q. When did you come back?—A. About three months before the strike was settled.
 Q. You lived at least three months prior to this election in the Third Ward of Winton?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 372, dated March 6, 1902, received of John Lynch \$7.66, taxes for the year 1901, for the district of Winton, Third Ward, including a county tax of \$1.10, signed H. V. Lawler, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. Whom did you pay it to?—A. Henry Lawler.
 Q. When did you pay it?—A. I don't rightly remember.
 Q. Did you pay it before you received the receipt?—A. Yes; at the same time.
 Q. And that was on the date of this receipt?—A. Yes, sir.
 Q. Do you remember when you paid the tax, about when—before the strike? Did you pay it on the date of the receipt?—A. Yes.
 Q. Were you challenged?—A. No, sir.
 Q. This is a duplicate tax receipt?—A. Yes, sir.
 Q. You got another paper, did you?—A. I lost it.
 Q. You went to Lawler for a new one?—A. Yes, sir.
 Q. When did you get this?—A. A couple of days ago.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No, sir; I marked it myself.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

WILLIAM KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, First Ward.
 Q. Where were you born?—A. England.
 Q. When?—A. October 11, 1862.
 Q. You voted at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you cast your ballot?—A. First Ward of Dickson City.
 Q. What year did you come to the United States?—A. In 1887.
 Q. How long have you lived in the First Ward of Dickson City?—A. About two years, I think; I lived in the borough sixteen years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. And a State and county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt dated September 2, 1901, received of William Kennedy \$2.57, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 45 cents, signed Theo. H. Weiland, collector.)
 Q. When did you get this duplicate receipt?—A. I got it this morning.
 Q. When did you pay the tax?—A. I paid that a year last September.
 Q. To whom did you pay it?—A. Theodore Weiland.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to William Kennedy, dated the 7th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You received no assistance marking your ballot?—A. No, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

JOHN BRADY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Dickson City.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Dickson City.
 Q. How long have you lived in the First Ward of Dickson City?—A. Four years.
 Q. Were you there the last four years?—A. Yes, sir.
 Q. From where did you move?—A. Susquehanna County.
 Q. Have you been away in the last four years, out of the ward?—A. No, sir.
 Q. Were you away last summer?—A. I was away for a vacation for three or four weeks.
 Q. Where were you?—A. Susquehanna County.
 Q. Were you working there?—A. Yes; I worked some.
 Q. What were you doing?—A. Working on the farm.
 Q. Came back what time?—A. I came back, I think, July 13.
 Q. Since that time you have lived continuously in the First Ward of Dickson City?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt No. 741, dated January 15, 1902; received of John Brady \$2.02, taxes for the year 1901, for the district of Dickson City, First Ward, including a county tax of 30 cents, signed Theo. H. Weiland, collector.)
 Q. Do you remember when you paid this tax?—A. Yes, sir.
 Q. When?—A. January 15, 1902.
 Q. What became of the other receipt?—A. It was around some place.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You paid this tax yourself?—A. It was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

Now, February 6, 1903, p. m., hearing is adjourned until February 7, 1903, at 9 o'clock a. m., same place.

Now February 7, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

JOHN HANDLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Scranton.
- Q. When?—A. Twenty-one years ago.
- Q. When were you 21?—A. I will be 22 in June.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in the First Ward of Olyphant?—A. About twenty-one years.
- Q. Continuously there twenty-one years?—A. Yes, sir.
- Q. Did you ever pay a tax?—A. No, sir.
- Q. Have you had one assessed to you?—A. No, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. You went into the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Do you know whether an affidavit was made out; did you sign a paper?—A. I don't remember.
- Q. You would have remembered if they required you to sign a paper?—A. I couldn't remember whether I did or not.
- Q. What street do you live on?—A. Line street.

By Mr. SICKLER:

- Q. You are positive you swore in your vote?—A. Yes, sir.

PATRICK HEFFRON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. The First Ward of Olyphant.
- Q. When?—A. 1876.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in the First Ward of Olyphant continuously?—A. Born there and stayed there all the time.
- Q. Away during the strike?—A. I was there.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1388, dated March 31, 1902, received of Patrick Heffron, \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
- Q. Did you pay this yourself?—A. It was stopped.
- Q. It was your money paid it.—A. Yes, sir.
- Q. Did you mark your ballot yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JOHN A. MOYLES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Winton Borough, Second Ward.
- Q. Where were you born?—A. Carbondale.
- Q. When?—A. 1853.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Winton.
- Q. How long have you lived in the Second Ward of Winton Borough?—A. Since 1877. I moved out to Archbald once.

Q. Were you living there two months prior to this election held November 4, 1902?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated May 15, 1901, received of John A. Moyles, \$25.20, taxes for the year 1901, for the district of Winton, Second Ward, including a county tax of \$3.38, signed H. V. Lawler, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

P. J. HOBAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, First Ward.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1844.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Olyphant, First Ward.

Q. How long have you lived in the First Ward of Olyphant?—A. Forty-four or forty-five years.

Q. Have you lived there continuously forty-four years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

(Witness produces tax receipt, dated 14th of October, 1900, including county tax of \$1.58.

Also receipt No. 84, dated November 14, 1902.)

By Mr. SICKLER:

Q. Did you during the year 1901 pay a State or county tax?—A. Yes, sir.

Q. To whom did you pay that tax?—A. This same man, Mr. Connor.

Q. About what time of the year?—A. I generally pay and save the rebate.

Q. That is about what month?—A. That is about September or October.

Q. Where did you pay that tax?—A. At his own dwelling.

Q. Do you remember about the amount of the tax?—A. About \$13 or \$14.

Q. There was a county tax included?—A. Yes, sir.

By Mr. GILROY:

Q. If you have paid those taxes you have the receipt at home?—A. Yes, sir.

Q. You know you were subpoenaed to bring them?—A. Yes, sir.

Q. If you had read the subpoena you would have noticed the receipt was required?—A. Yes, sir.

CONRAD BERGHAUSER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Germany.

Q. When?—A. 1846.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. What year did you come to the United States?—A. 1870.

Q. How long have you lived in the Third Ward of Archbald?—A. About 13 years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Conrad Berghauser, dated the 29th of September, 1879, under the seal of the court, signed F. L. Hitchcock, proty.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 714, dated December 31, 1901, received of Conrad Berghauser, \$5.54, taxes for the year 1900, for the Third Ward of Archbald, including a county tax of 85 cents, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN BLAKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Born there.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 209, dated December 21, 1901, received of John Blake, \$5.05, taxes for the year 1901, for the Third Ward of Archbald, including a county tax of 36 cents, signed, P. J. McDonnell, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Do you remember when you paid it?—A. I couldn't say the date of the receipt.

Q. Did you receive any assistance voting?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOHN BECKER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Archbald, Third Ward.

Q. When?—A. 1881.

Q. When?—A. The 14th of July.

Q. How old were you the 14th of July, 1902?—A. Twenty-one years.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. I was born there.

Q. Lived there all the time?—A. Yes, sir.

Q. Were you away during the strike?—A. In May.

Q. Where were you?—A. New Jersey on a visit.

Q. You were not working?—A. I worked nine days.

Q. When did you come back?—A. The 3d of June.

Q. Have you State or county tax receipt?—A. No, sir; I voted on age.

Q. Never paid a tax?—A. No, sir.

Q. Never had one assessed?—A. Yes, sir.

Q. Marked your ballot yourself?—A. Yes, sir.

Q. Were you sworn in?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You didn't intend to stay in New Jersey?—A. No, sir.

Q. Were you on the list of voters?

Mr. GILROY. We object to that question; the registry list is the best evidence, and ask that it be stricken out, the registry list being the only evidence of registration.

PATRICK O'ROURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. What street do you live on?—A. Church street.

Q. Between what streets?—A. Church and Railroad.

Q. Near what public building?—A. The D. and H. breaker.

Q. How long have you lived in the Third Ward?—A. All the time.

Q. How long?—A. Thirty-four years.

Q. Were you away during the strike?—A. No, sir.

Q. Where were you born?—A. Railroad street, Archbald.

Q. How old are you?—A. Thirty-four years.

Q. Got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 424, dated March 5, 1902, received of Patrick O'Rourke \$9.37, taxes for the year 1901, for the Third Ward of Archbald, including a county tax of \$1.42, signed P. J. McDonnell, collector.)

- Q. Do you read and write?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Was there anyone in the booth with you?—A. No, sir.
 Q. Did you mark anyone else's ballot?

Mr. SICKLER. We object to that.

A. No, sir.

Q. What do you work at?—A. I am a gang man, a gang of men under me doing odd jobs about the breaker.

Q. Is this tax assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

JOHN KILKULLEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. What street?—A. Dunmore street.
 Q. Near what cross street?—A. I am about four blocks away from Jordan's store.
 Q. Are there any streets there?—A. There is a side street.
 Q. Is there any public building near you?—A. No, sir; Cannon's Hotel.
 Q. How long have you lived there?—A. About twenty-three years.
 Q. Continuously?—A. Yes, sir.
 Q. Out during the strike?—A. Yes, sir.
 Q. Where were you?—A. California.
 Q. When did you go there?—A. About the 20th day of May.
 Q. Are you a married man?—A. No, sir.
 Q. When did you come back from Los Angeles?—A. The 3d of September, 1902.
 Q. Were you employed there?—A. No, sir.
 Q. What were you doing there?—A. Just on a trip.
 Q. You came back after the strike was over?—A. No, sir; before.
 Q. Live with your people?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Paid it out of your money?—A. Yes, sir.

(Witness produces tax receipt No. 415, dated February 26, 1902, received of John Kilcullen taxes for the borough of Olyphant, showing payment of county tax for the year 1901, signed John O'Connor, collector.)

- Q. Do you own property there?—A. No, sir; my mother does.
 Q. Do you read and write?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Was there anyone with you when you marked it?—A. No.
 Q. Did you mark anyone else's ballot?—A. No, sir.
 Q. What is your occupation?—A. Laborer.
 Q. Where do you work?—A. Olyphant.
 Q. You voted for the office of Congressman last fall?—A. Yes, sir.
 Q. You didn't intend to stay in California?—A. No, sir.

JAMES KANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. What street do you live on?—A. Dunmore street.
 Q. Is there any cross street near you?—A. Yes, sir.
 Q. What is the name of it?—A. I don't think there is any name.
 Q. Is there any public building near you?—A. Yes; the public school, and there is the Olyphant shaft there.
 Q. How long have you lived there?—A. I lived there always.
 Q. How long is that?—A. Twenty-three years.
 Q. You were born there?—A. Yes, sir.
 Q. You are 23 years of age?—A. Yes, sir.
 Q. When were you 23?—A. Last August.
 Q. You lived in that ward or district continuously?—A. Yes, sir.
 Q. Never out of it?—A. A few months during the strike.
 Q. Where did you go?—A. New York.
 Q. What were you doing there?—A. I was working there.
 Q. Are you a married man?—A. No, sir.
 Q. You have no fixed home?—A. No, sir.
 Q. You go wherever work takes you?—A. Yes, sir.
 Q. You went to work in New York State?—A. Yes, sir.

- Q. What month did you go away?—A. In May.
 Q. How long did you stay there?—A. About three months.
 Q. What were you doing there?—A. I was working in an insulating company.
 Q. You were being paid wages there?—A. Yes, sir.
 Q. Had a boarding house there?—A. Yes, sir.
 Q. You came back, when?—A. In August.
 Q. What time in August?—A. About the 15th.
 Q. Is this your tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1383, dated March 31, 1902, received of James Kane, showing payment of county tax for the borough of Olyphant for the year 1901, signed John O'Connor, collector.)
 Q. You read and write?—A. Yes, sir.
 Q. Did you mark your ballot last fall?—A. Yes, sir.
 Q. Was there anyone in the booth with you?—A. Yes, sir.
 Q. Who?—A. My father.
 Q. What is your father's name?—A. Patrick Kane.
 Q. What did you say to your father that day?—A. He was up from the house with me.
 Q. You said you could read and write?—A. Yes, sir.
 Q. Your eyesight is good?—A. Yes, sir.
 Q. You have the use of your hands?—A. Yes, sir.
 Q. You talked the matter over with your father before you went into the booth?—
 A. A little; not much.
 Q. You went into the booth together?—A. Yes, sir.
 Q. Do you know the election officers?—A. Yes, sir.
 Q. Knew the judge?—A. I don't know just who he was.
 Q. Do you know who were the inspectors?—A. Yes, sir.
 Q. Who were they?—A. Mr. Foley.
 Q. Did you say anything to either one of those men before you went in?—A. No, sir.
 Q. Asked no questions of them?—A. No, sir.
 Q. They made no reply to you?—A. No, sir.
 Q. And you got your ballot?—A. Yes, sir.
 Q. You and your father pushed into the booth, the little stall, together?—A. Yes, sir.
 Q. Did your father have his ballot at the same time?—A. Yes, sir.
 Q. Two of you went into one stall with ballots in your hands?—A. Yes—no; I went in first, and then I went in with him afterwards.
 Q. You didn't say anything to the election board about that?—A. No, sir.
 Q. Did you mark your father's ballot?—A. Yes, sir.
 Q. There was nothing said to the election board before you went in?—A. Yes.
 Q. Did your father look at the ballot after you marked it?—A. Yes, sir.
 Q. Can your father read and write?—A. No, sir.
 Q. What did he look at it for?—A. He just looked to see where it was marked.
 Q. Your father has been a voter for a good many years?—A. Yes.
 Mr. SICKLER. We object to that question.
 Q. Did he always have assistance marking his ballot so far as you know?—A. I don't know.
 Mr. SICKLER. I object to that.
 Q. Have you ever known of his marking his ballot himself without assistance?—
 A. I don't know anything about that.
 Q. But you are quite certain you said nothing to the election officers about it?—
 A. No, sir; not a word.
 Q. You went into the stall first—do you mean your father was standing right there close by the stall and immediately followed you in?—A. He went in with me.
 Q. Did you fix your ballot before you marked your father's?—A. Yes, sir.
 Q. And then came your father to the stall?—A. Yes, sir.
 Q. You said nothing to the election officers?—A. No, sir.
 Q. Your father asked you to go in?—A. Yes, sir.
 Q. Where do you work?—A. Olyphant breaker; laborer.
 Q. You voted for the office of Congressman?—A. Yes, sir.
 Q. You marked your father's ballot?—A. Yes, sir.
 Q. He voted for the office of Congressman?—A. Yes, sir.

By Mr. SICKLER:

- Q. Did you go to New York for the purpose of finding work during the strike?—
 A. When I went there I didn't really intend to work, but still I was there and happened to get work.
 Q. You didn't go there to find work?—A. Not purposely.
 Q. You intended to return?—A. I wasn't positive whether I would return or not, either.

DENNIS LAWLER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant.
- Q. What ward?—A. First Ward.
- Q. What street?—A. Sanderson street.
- Q. Is there any public building near you?—A. No, sir.
- Q. Who is your nearest neighbor?—A. Mr. Coleman on one side, and Mr. O'Malley on the other.
- Q. How long have you lived there?—A. About sixteen years.
- Q. All the time?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Where were you born?—A. Jessup.
- Q. That is in this county?—A. Yes, sir.
- Q. How old are you?—A. Forty-three.
- Q. Show me your tax receipt.
- (Witness produces paper.)
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Did you pay this tax yourself?—A. Yes, sir.
- (Witness produces tax receipt No. 1374, dated August 9, 1902, showing the payment of taxes for the year 1901, for Olyphant borough, including a county tax, signed John O'Connor, collector.)
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anyone in the stall with you?—A. No, sir.
- Q. You voted for Congressman last fall?—A. Yes, sir.

MICHAEL HAMMOND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. What street do you live on?—A. Bank street, right down from No. 1 school-house.
- Q. How long have you lived there?—A. About 11 years.
- Q. All the time?—A. Yes, sir.
- Q. Haven't ever been out of it?—A. No, sir.
- Q. Where were you born?—A. In this county, Lackawanna County.
- Q. Whereabouts?—A. Factoryville, Buttermilk Falls.
- Q. That is Wyoming County?—A. I guess.
- Q. Have you got a tax receipt?—A. Yes, sir.
- Q. Show it to me.
- (Witness produces paper.)
- Q. Is this your tax receipt?—A. Yes, sir.
- Q. Paid it out of your money?—A. Yes, sir.
- (Witness produces tax receipt No. 287, dated February 12, 1901, showing payment of county tax for the year 1900 for Olyphant borough, signed John O'Connor, collector.)
- Q. Do you read and write?—A. Yes, sir.
- Q. Did you mark your own ballot?—A. No.
- Q. Anyone in the stall with you?—A. No, sir.
- Q. Where do you work?—A. Up here at the tunnel.
- Q. Miner or laborer?—A. Track layer.
- Q. You voted for Congressman last fall?—A. Yes, sir.

CHARLES TAYLOR, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. England.
- Q. When?—A. 1877.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. What year did you come to the United States?—A. Sixteen years ago.
- Q. How long have you lived in the First Ward of Olyphant?—A. Three years.
- Q. Have you lived there the last three years?—A. Yes, sir.
- Q. Continuously?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a naturalization paper?—A. I have my father's.

Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1007, dated April 17, 1900, received of Charles Taylor \$2.66, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

- Q. Did you pay this yourself?—A. Yes, sir.
 Q. Do you remember when?—A. It was stopped at the office.
 Q. Your money paid it?—A. Yes, sir.
 Q. Paid it on or about that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live?—A. Dunmore street.
 Q. Near what place?—A. It is up from Jordan's store.

By Mr. SICKLER:

Q. You voted on your father's paper?

Mr. GILROY. We object to that.

A. Yes, sir.

T. F. McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. About five years.
 Q. The last five years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. I have them for an estate.
 Q. You never paid any tax assessed to you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Where do you live in Olyphant?—A. Sanderson street.
 Q. Near what street?—A. Dunmore street.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. You say you paid tax on an estate?—A. Yes, sir.
 Q. Whose estate was it?—A. Father's.
 Q. Is your father dead?—A. Yes, sir.
 Q. How long has he been dead?—A. Yes, sir.
 Q. You paid that tax with your money?—A. Yes, sir.
 Mr. GILROY. We move to strike that out.
 Q. When did you pay that tax?—A. Early in 1901.

MARTIN PRICE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where did you live?—A. First Ward of Olyphant.
 Q. How long have you lived there?—A. Eight years.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About forty-seven years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Eight years.
 Q. Have you lived continuously there eight years?—A. Yes, sir.
 Q. Wasn't away?—A. No, sir.
 Q. Have you a naturalization paper?—A. I ain't got them with me.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did they swear you when you went to vote?—A. They didn't have to.
 Q. You were not challenged?—A. No, sir.
 Q. What street do you live on?—A. Dunmore street.
 Q. Near what other street or hotel?—A. Near Cannon's hotel.

WILLIAM HILL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in the First Ward of Olyphant?—A. Nine months.
 Q. When did you move into the First Ward?—A. I moved in during the strike.
 Q. Do you remember when?—A. Not exactly.
 Q. Was it the latter part of the strike?—A. No, sir; before.
 Q. From where did you move?—A. Throop, Pa.
 Q. In this county?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William Hill, dated the 18th of January, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 296, dated February 12, 1902, received of William Hill, sr., \$3.52, taxes for the year 1901 for the district of Throop, including a county tax of \$1.30, signed G. H. Haverly, collector.)

- Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. Michael Cannon.
 Q. Did you ask Michael to assist you?—A. Yes, sir.
 Q. Went to the polls with him?—A. Yes, sir.
 Q. You both went into the booth together?—A. Yes, sir.
 Q. Did he tell you how to mark your ballot, or did he mark it?—A. He marked it and I looked it over.
 Q. Did you ask the board to have him go in with you?—A. Yes, sir.
 Q. Did they give their consent?—A. Yes, sir.
 Q. Do you remember which one of the board it was?—A. It was a fellow named Carter.
 Q. Did you tell him what reason?—A. Yes, sir.
 Q. What reason did you give?—A. I don't know exactly which way to mark it.
 Q. You voted before, have you?—A. Yes, sir.
 Q. You have marked your ballot yourself hitherto?—A. Yes, sir.
 Q. You read and write a little?—A. I can read and write my own name.
 Q. You read and write English?—A. Yes, sir.
 Q. Couldn't you, if you had been instructed outside, marked it yourself? Suppose somebody had showed you how to mark it this way, couldn't you then have gone into the booth and marked that ballot without any assistance?—A. Certainly I could.
 Q. Where do you live?—A. I don't know the name of the street.

By Mr. SICKLER:

- Q. Did you tell the board you couldn't read and write, and for that reason you wanted assistance?—A. No, sir; I didn't tell them nothing.

WILLIAM THOMPSON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. The 2d of August, 1859.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. I have been here about sixteen or seventeen years.

Q. How long have you lived in the First Ward of Olyphant?—A. I have been all the time but six months.

Q. You were there at least six months before this election?—A. Yes, sir; all the time since I came to the country.

Q. The six months you were away were when?—A. When I come to the country.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William Thompson, dated the 6th of October, 1893, under the seal of the court, signed C. E. Pryor, proty.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1476, dated May 1, 1901, received of William Thompson \$4.01, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. On that date?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Go into the booth alone?—A. Yes, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN J. MCGINTY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1840.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. What year did you come to the United States?—A. 1862.

Q. How long have you lived in the First Ward of Olyphant?—A. Since 1866.

Q. Continuously?—A. Yes, sir.

Q. How long have you lived in the First Ward the last time?—A. Nine years.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John McGinty, dated the 7th of April, 1883, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 94, dated November 19, 1901, received of John McGinty \$42.55, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$6.65, signed John O'Connor, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN MURPHY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Avoca.

Q. When?—A. 1878.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Fifteen years last May.

Q. Continuously?—A. Yes, sir.

Q. Have you state or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1329, dated March 13, 1902, received of John Murphy \$2.25, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 52 cents, signed John O'Connor, collector.)

- Q. You paid this yourself?—A. It was stopped on me.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOHN HYLAND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since I was born.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1220, dated March 31, 1902, received of John Hyland \$3.60, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. On that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK SHEARIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in that ward?—A. Ten years.
 Q. Continuously the last ten years?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1217, dated March 31, 1902, received of Patrick Shearin \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. It was stopped?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes; my brother.
 Q. What is his name?—A. John.
 Q. Did you ask John to go in with you?—A. Yes, sir.
 Q. Did you ask the board to allow him to go in with you?—A. Yes, sir.
 Q. They said it was all right?—A. Yes, sir.
 Q. Did you give any reason?—A. No, sir.
 Q. They didn't ask any reason?—A. No, sir.
 Q. Where do you live?—A. Dunmore street, First Ward; near No. 2 shaft.
 Q. You were not challenged?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Can you read and write?—A. No, sir.
 Q. Did you tell the board you couldn't read and write?—A. No, sir.
 Q. Did they know it?
 Mr. GILROY. We object to that.
 A. No, sir.
 Q. You were well acquainted with the board?—A. No, sir.
 Q. And they gave their consent?—A. No, sir.

By Mr. GILROY:

- Q. Who is on the board?—A. I forget.
 Q. Who was minority inspector?—A. I don't know.
 Q. You don't know the name of a man on the board?—A. No, sir.

R. J. McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. In bed, I suppose.
 Q. What particular place?—A. I was born in Ireland.
 Q. When?—A. The 11th of December, 1829.
 Q. When did you come to this country?—A. 1850.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since 1858.
 Q. Been living there all the time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. I expect.
 Q. Have you them with you?—A. I think so.
 (Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale, and certified from the court of quarter sessions of Lackawanna County, original issued to Richard McHale, February term, 1859, certified from the records the 2d of January, 1889, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 264, dated December 13, 1901, received of R. J. McHale \$9.95, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$1.32, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. I always mark my own ballot.
 Q. Were you in the booth alone?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PHILIP HASTINGS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1883.
 Q. How long have you lived in the First Ward of Olyphant?—A. Almost since I came to the country.
 Q. How long have you lived there the last time continuously?—A. Ever since I came to the country.
 Q. All the time?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Philip Hastings, dated the 4th of October, 1891, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1327, dated October 1, 1902, received of Philip Hastings, \$20.86, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$2.96, signed John O'Connor, collector.)
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN MORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in Olyphant?—A. Since 1867.
 Q. How long in the First Ward—all the time?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 345, dated January 25, 1902, received of John Moran \$7.47, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$2.51, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Went and marked it yourself?—A. Yes, sir.
 Q. In the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

P. J. McNALLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Minooka, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. About thirty-two years.
 Q. Lived there continuously for thirty-two years?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1427, dated February 19, 1902, received of P. J. McNally \$2.50, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of 46 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

MICHAEL MULDERIG, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant, First Ward.
 Q. When?—A. December, 1881.
 Q. How old were you December 11, 1902?—A. Twenty-two.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Twenty-two years.
 Q. Continuously?—A. Yes, sir.
 Q. You have never had a tax assessed to you?—A. Yes.
 Q. Never paid a tax?—A. Yes, sir.
 Q. When?—A. 1901.
 Q. You paid it before you voted?—A. No, sir.
 Q. After you voted?—A. Yes, sir.
 Q. You were 21 when?—A. I was 21 the 11th of December; I am 23 last December.
 Q. You were 21 last December?—A. No; 23 last December.
 Q. Are you sure you were born in 1881?—A. Yes, sir.
 Q. You are sure you were born December 11, 1881?—A. Yes, sir.

Q. Let me see your tax receipt. (Witness produces paper.)
(Witness produces tax receipt No. 1424, dated March 29, 1902, received of Michael Mulderig \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Do you remember when you paid this tax?—A. They were stopped in the office.

Q. Is that the first you paid?—A. No, sir; I voted at borough elections.

By Mr. SICKLER:

Q. You are sure you were 23 years old last December?—A. Yes, sir.

Q. You are positive you were 23 last December?—A. Yes, sir.

By Mr. GILROY:

Q. Did you swear in your vote?—A. No, sir.

Q. What street do you live on?—A. Dunmore street.

EDWARD MURPHY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, First Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1765.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. When were you born?—A. 1865.

Q. Where did you vote?—A. The First Ward of Olyphant; I voted the Democratic ticket.

Q. Did you vote for Congressman?—A. Yes, sir.

Q. What year did you come to the United States?—A. 1888.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Edward Murphy, dated the 4th of October, 1894, under the seal of the court, signed J. H. Thomad, clerk.)

Q. How long have you lived in the First Ward of Olyphant?—A. This last six years.

Q. Continuously?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1462, dated March 31, 1902, received of Edward Murphy \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did anybody challenge you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PATRICK MURPHY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. First Ward of Olyphant.

Q. When?—A. About 28 years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. All my life.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. I was in New York State.

Q. Working there?—A. A little while.

Q. Where were you working?—A. I paved a few streets up there.

Q. Are you a married man?—A. No, sir.

Q. You boarded in Olyphant?—A. I stayed at my home.

Q. What time did you return from New York?—A. I wasn't up there six weeks altogether.

Q. You went away when?—A. I couldn't tell you.

- Q. Was it before or after the 4th of July?—A. I went up there in June, about the 15th, and I was back the 4th of July, and then I went back again.
- Q. And returned when the last time?—A. When the strike was over.
- Q. You got here about the 24th of October, 1902?—A. Yes, sir.
- Q. Where do you live?—A. The First Ward of Olyphant, Dunmore street.
- Q. Near what place?—A. Near the head of "G" Plane.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. No, sir.
- Q. Anybody challenge you?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did you go up there for the purpose of finding work during the strike?—A. I certainly did.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

M. M. NEALON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Olyphant.
- Q. When?—A. 1870.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in the First Ward of Olyphant?—A. All my life, only I moved from one ward to the other.
- Q. How long in the First Ward?—A. Five or ten years.
- Q. Been there continuously?—A. Yes, sir.
- Q. Were you away during the strike?—A. Yes, sir.
- Q. Where were you?—A. Somerset County, Pa.
- Q. When did you go there?—A. June.
- Q. When did you return?—A. In October.
- Q. You have a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1219, dated September 2, 1902, received of M. M. Nealon \$4.01, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 53 cents, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. What street do you live on?—A. Dunmore street.

By Mr. SICKLER:

- Q. Did you go to Somerset County for the purpose of finding temporary employment?—A. Merely during the strike.
- Q. You didn't intend to make that your home?—A. No, sir; my home is here.
- Q. You are a married man?—A. Yes, sir.
- Q. You left your family here?—A. Yes, sir.

JOHN NEALON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where did you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Ireland.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. What is your age?—A. About seventy-one.
- Q. Do you remember what year you came to this country?—A. 1851.
- Q. How long have you lived in the First Ward of Olyphant?—A. I am there forty-three years.
- Q. Been in the ward all the time?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 109, dated November 21, 1901, for the year 1901,

received of John Nealon, \$10.89, for the district of Olyphant, First Ward, including a county tax of \$1.70, signed John O'Connor, collector.)

- Q. You paid this yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes; I had assistance.
- Q. Who assisted you?—A. My son Michael.
- Q. Did you ask Michael to go in and assist you?—A. Yes; I asked the board.
- Q. They said all right?—A. Yes, sir.
- Q. They didn't ask you why you wanted him to assist you?—A. No.
- Q. Where did you live?—A. Olyphant, Dunmore street.

By Mr. SICKLER:

- Q. Can you read and write?—A. I could a little.
- Q. Just a little?—A. Yes, sir.

JOHN O'HARA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Olyphant.
- Q. When?—A. 1880.
- Q. What date?—A. March 23.
- Q. How old were you March 23, 1902?—A. 22 years.
- Q. You were 22 years old when you voted?—A. Yes, sir.
- Q. You voted at this election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 13384, dated March 31, 1902, received of John O'Hara \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Do you remember when?—A. It was stopped.
- Q. Your money paid it?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

CHRIS MILLER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Third Ward.
- Q. Where were you born?—A. Germany.
- Q. When?—A. I can't tell you.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.
- Q. How long have you lived in the Third Ward of Archbald?—A. Since 1873.
- Q. Have you lived continuously there since 1873?—A. Yes, sir.
- Q. Haven't you been out of the ward?—A. No, sir.
- Q. What year did you come to the United States?—A. I can't tell you.
- Q. How many years ago?—A. I was two weeks old when I come.
- Q. Have you naturalization paper?—A. No, sir.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt.)
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- (Witness produces tax receipt No. 743, dated June 17, 1901, received of Chris Miller, \$7.61, taxes for the year 1899, for the Third Ward of the borough of Archbald, including a county tax of \$1.13, signed P. J. McDonnell, collector.)
- Q. Did you pay this yourself?—A. I didn't happen to be at home.
- Q. Your money paid it?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is it in your name?—A. My wife's name.

By Mr. SICKLER:

Q. Did you vote on your father's papers?—A. Yes, sir.

Mr. GILROY. We move to strike that out.

Q. Where do you live in Archbald?—A. Third Ward, Hill street.

PATRICK MORAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. I couldn't tell you.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Only fifty-seven years.

Q. Never been out in that time?—A. I have been out once in a while looking for work.

Q. Not to live?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 38, dated August 13, 1901, received of Patrick Moran, \$7.67, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.22, signed P. J. McDonnell, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it the date of the receipt?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. The property in your wife's name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Where do you live in Archbald?—A. There is no street at all—the company call it Rock street.

By Mr. SICKLER:

Q. Did you say that property is in your wife's name?—A. Yes, sir.

Q. Do you live there?—A. Yes, sir.

Q. You paid that tax with your money?—A. Yes, sir.

Q. It was assessed in your name?—A. It was then.

Q. When the assessment was made it was yours?—A. Yes, sir.

Mr. GILROY. We move to strike that out.

By Mr. GILROY:

Q. When did you put it in your wife's name?—A. I was going to move out of there.

Q. How long ago?—A. A year ago.

PATRICK MURPHY, called and sworn.

Direct examination by Mr. SICKLER:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-eight years.

Q. Continuously?—A. Yes, sir.

Q. Haven't been out of it?—A. A month or so at a time.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Pittsburg.

Q. When did you return?—A. The 27th of October.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1263, dated March 31, 1902, received of Patrick Murphy \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed, John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. Why did you go to Pittsburg?—A. During the strike—I had to live.
 Q. You intended to return as soon as the strike was over?—A. Yes, sir.
 Q. Are you a married man?—A. Yes, sir.
 Q. You left your family here?—A. Yes, sir.

MICHAEL MORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. What ward?—A. First Ward.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Olyphant, First Ward.
 Q. How long have you lived in the First Ward of Olyphant?—A. All my life, except about nine years in New Hampshire.
 Q. When was that?—A. 1880 and 1890.
 Q. Since that time you have been living in the First Ward of Olyphant continuously?—A. Yes, sir.
 Q. Were you away during the strike?—I took a trip three weeks.
 Q. Were you working?—A. A little while.
 Q. What part of New York were you?—A. Brooklyn.
 Q. On the cars?—A. On the railroad.
 Q. When did you return?—A. The first part of August.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 385, dated February 12, 1902, received of Michael Moran \$2.25, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Where do you live?—A. Olyphant, First Ward.
 Q. What street?—A. Susquehanna street.

By Mr. SICKLER:

- Q. You went to New York to find work while the strike lasted?—A. Yes, sir; I just went down for a trip, and happened to find work there.
 Q. You intended to return?—A. Yes, sir.

By Mr. GILROY:

- Q. Are you a married man?—A. No, sir.
 Q. You boarded down there?—A. Yes, sir.
 Q. If you had found employment down there that would have paid you better to have stayed, you would have stayed?—A. No, sir; I don't think I would.
 Q. If you had got a better job, for \$5, would you have returned?—A. I would not.
 Q. You stay where you can do the best for yourself?—A. Yes, sir.

By Mr. SICKLER:

- Q. You knew you could do best here?—A. Yes, sir.

PATRICK MULLIGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1883, March.
 Q. How long have you lived in the First Ward of Olyphant?—A. Twenty years.
 Q. Continuously the last twenty years?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 6th of October, 1888, Thomas H. Dale, prothonotary, under the seal of the court.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1225, dated August 8, 1901, received of Patrick Mulligan \$19.59, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of \$2.58, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

HENRY SEAMON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Germany.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. What year did you come to the United States?—A. 1854.
 Q. How long have you lived in the Third Ward of Archbald?—A. Since 1854.
 Q. Always lived in that ward?—A. Yes, sir.
 Q. This is your naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Henry Seamon, dated the 23d of January, 1870, under the seal of the court, signed ———.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 32, dated September 7, 1901, received of Henry Seamon \$8.74, taxes for the year 1900 for the district of Archbald, Third Ward, including a county tax of \$1.29, signed P. J. McDonnell, collector.)
 (Witness produces tax receipt No. 69, dated October 4, 1902, received of Henry Seamon estate \$8.91, taxes for the year 1902 for the district of Archbald, Third Ward, including a county tax of \$1.35, signed P. J. McDonnell, collector.)
 Q. This is Henry Simon estate. Have you a son Henry?—A. Yes; H. W. Simon.
 Q. The property is in your name?—A. Yes, sir.
 Q. It is in your name?—A. Yes, sir.
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. I marked it myself.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JACOB FINK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. About five years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. New York State.
 Q. What were you doing there?—A. Working there.
 Q. When did you go?—A. The fore part of June.

- Q. When did you return?—A. The latter part of July.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 51, dated September 7, 1901, received of Jacob Fink \$1.89, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Paid it to Mr. McDonnell?—A. Yes, sir.
 Q. On or about the date of the receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Where do you live?—A. Rock street.

By Mr. SICKLER:

- Q. Did you intend to make a change when you went to New York State?—A. No, sir.
 Q. You went there for the purpose of finding temporary employment?—A. Yes, sir.

THOMAS HOLMES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Third Ward.
 Q. When?—A. 51 years the 5th of January.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. 51 years.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 Q. You lived continuously in that ward for 51 years?—A. Yes, sir.
 (Witness produces tax receipt No. 442, dated April 10, 1902, received of Thomas Holmes \$10.39, taxes for the year 1901 for the district of Archbald, Third Ward, including a county tax of \$1.55, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir; my wife paid it.
 Q. It is assessed on property?—A. Yes; there is an occupation tax in it.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself. —A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES KILKULLEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First Ward.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1877.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Since I was born.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1162, dated April 17, 1901, received of James Kilkullen \$2.66, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HENRY SCHWARZTRAUBER, called and sworn.

• Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Third Ward.
 Q. Where were you born?—A. Germany.
 Q. When?—A. 1865.

Q. When did you come to the United States?—A. 1884.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Eighteen years.

Q. Continuously?—A. Yes, sir.

Q. Is this your naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Henry Schwarzauber, dated the 3d of April, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 37, dated August 29, 1901, received of Henry Schwarzauber, \$7.17, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.17, signed P. J. McDonnell, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN OWENS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1850.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. What year did you come to the United States?—A. 1880.

Q. How long have you lived in the First Ward of Olyphant?—A. About fifteen years.

Q. The last fifteen years?—A. Yes, sir.

Q. Have you been away?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 29th of September, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

Q. What year did you come to this country?—A. 1880.

Q. What month?—A. The 8th of May.

Q. How old were you at that time?—A. About thirty.

Q. Did you ever get a first paper?—A. Yes, sir.

Q. Got the second paper the 29th of September, 1884?—A. Yes, sir.

Mr. SICKLER. I object to these questions, and move that they be stricken from the record.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You live on what street?—A. Dunmore street.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1108, dated April 17, 1901, received of John Owens \$4.01, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JAMES POLLARD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1839.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

- Q. What year did you come to the United States?—A. 1860.
 Q. How long have you lived in the First Ward of Olyphant?—A. About a year.
 Q. When did you move into the ward?—A. Just before the strike.
 Q. From where did you move?—A. Throop.
 Q. That was some time in April or May?—A. I don't know what month.
 Q. It was before the strike?—A. Yes, sir.
 Q. You lived there ever since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You got that paper yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 598, dated April 7, 1902, received of James Pollard \$2.40, taxes for the year 1901, for the district of Throop, including a county tax of \$1.14, signed G. H. Haverly, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK DUNLEAVY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where did you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About sixty-five years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. Thirty-five years.
 Q. Have you a naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Dunleavy, dated the 6th of February, 1870, under the seal of the court.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 606, dated August 12, 1901, received of Patrick Dunleavy \$6.33, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of 94 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JAMES DUNLEAVY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. When were you born?—A. 1881.
 Q. What day?—A. June 17.
 Q. Where were you born?—A. Archbald.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. When were you 21 years old?—A. June 17, 1902.
 Q. How long have you lived in the Third Ward of Archbald?—A. Since I was born.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Bedford County, Pa.

- Q. Were you working there?—A. I was.
 Q. What were you doing?—A. Working in a factory.
 Q. When did you return?—A. August.
 Q. When did you leave?—A. I left in May.
 Q. What part of August?—A. About the 25th.
 Q. Did you ever have a tax assessed to you.—A. No, sir.
 Q. Were you sworn in?—A. Yes, sir.
 Q. Voted for the first time at that election?—A. Yes, sir.
 Q. The board swore you that you were 21 years old?—A. Yes, sir.
 Q. Did you sign a paper?—A. Yes; I suppose.
 Q. Are you sure you signed a paper?—A. No; I didn't sign a paper.
 Q. You filed a paper?—A. I suppose the man swore me in did.
 Q. Did you sign your name?—A. No; they made me write my name there.
 Q. You received assistance marking your ballot?—A. No, sir.
 Q. You went into the booth alone?—A. Yes, sir.

By Mr. SICKLER:

Q. As I understand you to say, when they had you swear they also had you sign your name?—A. I signed my name.

WILLIAM McCORMICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First Ward.
 Q. Where were you born?—A. England.
 Q. When?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in the First Ward of Olyphant?—A. Fifteen years.
 Q. The last fifteen years continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Haven't moved out of the ward?—A. No, sir.
 Q. Have you naturalization paper?—A. No, sir.
 Q. Did you ever have any?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1215, dated March 21, 1902, received of William McCormick \$3.60, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax for 48 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Was it stopped?—A. I paid it.
 Q. Did you pay it to the collector?—A. Yes, sir.
 Q. Did you hand the money to him?—A. No, sir; it was stopped.
 Q. Did you authorize the D. & H. to pay this tax for you?—A. I was satisfied for them to pay it.
 Q. You didn't authorize them to pay it?—A. No, sir.

By Mr. SICKLER:

- Q. You didn't find any fault with their paying it after it was done?—A. No, sir.
 Q. Did you vote on your father's papers?—A. No, sir.

WILLIAM McNALLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Hyde Park.
 Q. When?—A. 1865, March.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Pretty nearly thirty-six years.
 Q. You lived continuously there?—A. I have been off once in a while.
 Q. When were you away the last time?—A. Over two years ago.
 Q. Weren't away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1412, dated March 31, 1902, received of William

McNally \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to the collector?—A. Yes, sir.
- Q. Was it stopped?—A. Paid it myself; I guess that one was stopped.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

PATRICK PHILBIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 - Q. Where were you born?—A. Ireland.
 - Q. When?—A. 1863.
 - Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 - Q. Where did you vote?—A. First Ward of Olyphant.
 - Q. When did you come to this country?—A. 1882.
 - Q. How long have you lived in the First Ward of Olyphant?—A. Eighteen years.
 - Q. The last eighteen years?—A. Yes, sir.
 - Q. Continuously?—A. Yes, sir.
 - Q. Were you away during the strike?—A. Seven weeks.
 - Q. Where were you?—A. Montrose, Pa.
 - Q. When did you go there?—A. The 12th of July.
 - Q. When did you return?—A. About the 20th of August.
 - Q. Have you a naturalization paper?—Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. You went for this paper yourself?—A. Yes, sir.
 - Q. You received it yourself?—A. Yes, sir.
 - Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1414, dated April 26, 1902, received of Patrick Philbin \$9.96, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$1.45, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
 - Q. What did you do with the first receipt?—A. I lost it.
 - Q. You went to the collector for this?—A. Yes, sir.
 - Q. When was this tax paid?—A. In 1902.
 - Q. It is dated April 26, 1902; was the original taxes paid on that date?—A. Yes, sir.
 - Q. Did you receive any assistance marking your ballot?—A. No.
 - Q. Marked it yourself?—A. Yes, sir.
 - Q. Were you challenged?—A. No, sir.
 - Q. Did you swear in your vote?—A. No, sir.
 - Q. Did you file an affidavit?—A. No, sir.

JAMES O'MALLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 - Q. Where were you born?—A. Olyphant.
 - Q. When?—A. 1877.
 - Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 - Q. Where did you vote?—A. First Ward of Olyphant.
 - Q. How long have you lived in the First Ward of Olyphant?—A. One year.
 - Q. When did you move into it?—A. January 5, 1901.
 - Q. You lived a couple of years there?—A. 1902, I moved in.
 - Q. Were you away during the strike?—A. No, sir.
 - Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1359, dated April 12, 1902, received of James O'Malley \$2.31, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.

- Q. From where did you move into the First Ward?—A. The Second Ward.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you sworn in?—A. No, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

THOMAS SIDDONS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1861—August 28.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. About forty-two years.
 Q. Continuously there?—A. Yes, sir.
 Q. Weren't away during the strike?—A. Yes, sir.
 Q. Where?—A. On a visit to my sister.
 Q. Where was that?—A. Syracuse, N. Y.
 Q. How long did you remain there?—A. I left the 11th of June and returned the 27th of August.
 Q. Were you working there?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 432, dated March 7, 1901, received of Thomas Siddons \$7, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of ———, signed P. J. McDonnell, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK MCGINTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Archbald.
 Q. What year did you come to the United States?—A. 1864.
 Q. How long have you lived in the First Ward of Olyphant?—A. 37 years.
 Q. Continuously for that time?—A. Yes, sir.
 Q. Not away during the strike?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick McGinty, dated the 20th of November, 1883, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1218, dated April 7, 1901, received of Patrick McGinty \$4.01, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 51 cents, signed John O'Connor, collector.)
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK KANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.

- Q. When?—A. About sixty years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. What year did you come to the United States?—A. I can't tell you exactly.
- Q. How long have you been in the United States?—A. About forty-five years.
- A. How long have you lived in the First Ward of Olyphant?—A. All the time.
- Q. Have you naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate, the original being issued out of the mayor's court of the city of Scranton the 1st of October, 1875, C. H. Welles, clerk; certified from the records of the court of quarter sessions of Lackawanna County the 3d of November, 1898, T. P. Daniels, clerk of that court.)
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 430, dated August 8, 1901, received of Patrick Kane \$13.99, taxes for the year 1900, being a duplicate receipt, including county tax of \$1.71, signed John O'Connor, collector.)
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Anybody challenge you?—A. No, sir.
- Q. Nobody swore you in?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

WILLIAM O'HARA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
- Q. Where were you born?—A. Pennsylvania.
- Q. When?—A. 1849.
- Q. Where?—A. Jefferson Township, Lackawanna County.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. First Ward of Olyphant.
- Q. How long have you lived in the First Ward of Olyphant?—A. Forty years.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- Q. Lived continuously in that ward for forty years?—A. Twenty years.
- (Witness produces tax receipt No. 174, dated November 27, 1901, received of William O'Hara \$21.31, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$3.31, signed John O'Connor, collector.)
- Q. Did you pay this tax yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. You paid this the date of the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

THOMAS McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 1862.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.
- Q. How long have you lived in the Third Ward of Archbald?—A. Since I was born.
- Q. Continuously there?—A. Yes, sir.
- Q. Were you away during the strike?—A. About a month and a half.
- Q. Where were you?—A. In the country.
- Q. In this State?—A. New York State.
- Q. Were you working there?—A. Yes, sir.

Q. When did you return?—A. The 20th of July.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 445, dated March 22, 1902, received of Thomas McHale \$2.97, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. Did you lose the original receipt?—A. Yes, sir.

Q. What became of the old one?—A. He gave me one first, and I didn't have the regular one.

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. Did you go to New York for the purpose of finding temporary work during the strike?—A. Yes, sir.

Q. You went up there to find work during the strike?—A. Yes.

Q. You intended to return as soon as the strike was over?—A. I only stayed there about a month.

Q. You intended to return?—A. Yes, sir.

Now, February 7, 1903, at 12 o'clock, noon, hearing is adjourned until 1.30 o'clock p. m., same day, at the same place.

Now, February 7, 1903, at 1 o'clock, p. m., pursuant to the last adjournment, hearing is resumed.

PATRICK GALLAGHER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Dickson City.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1845.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Dickson City.

Q. How long have you lived in the First Ward of Dickson City?—A. Eleven years.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

(Witness produces tax receipt No. —, dated April 2, 1901, received of Patrick Gallagher \$30.02, taxes for the year 1900 for the district of Dickson City, First Ward, including a county tax of \$6.41, signed Theo. H. Weiland, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Property in your name?—A. Yes, sir.

AUGUST ZIMMERMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Germany.

Q. When?—A. 1843.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. What year did you come to the United States?—A. '61; when the war begun.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. How long have you lived in the Third Ward of Archbald?—A. Twenty-one years.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Scranton to August Zimmerman, dated September term, 1868,

certified from the records of the court of quarter sessions of Lackawanna County the 3d day of November, 1882, under the seal of the court, signed W. G. Daniels, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. It was issued to you?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 41, dated September 19, 1902, received of August Zimmerman \$8.20, taxes for the year 1902, for the district of Archbald, Third Ward, including a county tax of \$1.31, signed P. J. McDonnell, collector.)

Q. This was assessed to you?—A. Yes, sir.

Q. Assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. It is mine.

Q. Is the title in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Stayed there alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

DOMINICK McCORMICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Dunmore.

Q. When?—A. 1863.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-eight years, except last summer.

Q. Where were you last summer?—A. Somerset County, Pa.

Q. When did you go there?—A. June.

Q. When did you return?—A. The 28th of July.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1369, dated February 26, 1902, received of Dominick McCormick \$19.59, taxes for the year 1900 for the district of Olyphant, First Ward, including a county tax of \$2.18, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM BRODERICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Third Ward of Archbald.

Q. When?—A. I am 31 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Thirty-one years.

Q. Have you State or county tax receipt?—A. Yes, sir.

Q. Have you lived continuously in that ward?—A. Yes, sir.

(Witness produces tax receipt No. 657, dated October 22, 1901, received of William Broderick \$2.50, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of 35 cents, signed P. J. McDonnell, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. J. NEALON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. 36 years.

Q. Continuously?—A. I was out 1866 and 1867.

Q. You have lived there continuously since 1867?—A. Yes, sir.

Q. Never been out of it during that time to live?—A. No, sir.

Q. Away during the strike?—A. No, sir.

Q. Lived in the ward at least two months prior to the election?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 1427, dated March 31, 1902, received of P. J. Nealon \$2.75, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

SAMUEL WOLLEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1865.

Q. When did you come to the United States?—A. 1886.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. How long have you lived in the First Ward of Olyphant?—A. Fifteen years.

Q. The last fifteen years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Haven't been out of the ward?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Samuel Wollen, dated April 16, 1894, signed J. H. Thomas, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. Have you got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 1205, dated April 17, 1901, received of Samuel Wollen, \$4.01, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it when?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

LAWRENCE HOWARD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. First Ward of Olyphant.

Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

- Q. How long have you lived in the First Ward of Olyphant?—A. Thirty-one years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1413, dated March 31, 1902, received of Lawrence Howard \$12.97, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.75, signed John O'Connor, collector.)
 Q. This is assessed on property?—A. Yes, sir.
 Q. You paid it yourself?—A. No, sir; stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PHILIP KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Luzerne County.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. Seven years.
 Q. The last seven years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a state or county tax receipt?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. Luzerne County.
 Q. When did you go down?—A. The 22d of May.
 Q. When did you return?—A. July.
 (Witness produces tax receipt No. 1428, dated June 17, 1901, received of Philip Kennedy, \$10.10, taxes for the year 1900, for the district of Olyphant, First Ward, including a county tax of \$1.40, signed John O'Connor, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. You lost the original tax receipt?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WILLIAM BROWN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1835.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. Fifteen years ago.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Ten years.
 Q. Lived continuously there for ten years?—A. I was boarding with my daughter in the Second.
 Q. When did you move into the Fourth?—A. I have property there; I have been there helping my daughter, and I was helping them in the store.
 Q. Where were you living?—A. That was in 1891 and 1892; I was in the Fourth Ward.
 Q. Where were you in 1902?—A. I was in the Fourth Ward.
 Q. You lived in that ward at least two months prior to this election?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 7th of October, 1892, under the seal of the court, signed J. H. Thomas, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 128, dated November 25, 1901, received of William Brown, \$23.07, taxes for the year 1901, for the district of Olyphant, including a county tax of \$3.57, signed John O'Connor, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the title in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Weren't challenged?—A. No, sir.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

EDWARD COLEMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant.

Q. Where were you born?—A. Archbald.

Q. When?—A. 1850, November 19.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Thirty years.

Q. Continuously?—A. No; I was eight years out.

Q. What eight years?—A. I went away May, 1878, and come back April, 1886.

Q. You were not away during the strike?—A. No, sir.

Q. You lived at least two months prior to this election in this ward?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 399, dated February 24, 1902, received of Edward Coleman \$6.69, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.01, signed P. J. McDonnell, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. McDonnell.

Q. When?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN SCHIFFLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Third Ward of Archbald.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. Thirty-three years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax?—A. Yes, sir.

(Witness produces tax receipt No. 402, dated February 24, 1902, received of John Schiffer \$2.97, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

HENRY OTTO, called and sworn.

Direct examination by Mr. GILBOY:

- Q. Where do you live?—A. Archbald, Third Ward.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 1868.
- Q. How long have you lived in the Third Ward of Archbald?—A. Ever since I was born.
- Q. Were you away during the strike?—A. No, sir.
- Q. Lived there continuously all that time?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 382, dated February 9, 1901, received of Henry Otto \$4.40, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of 65 cents, signed, P. J. McDonnell, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. To Mr. McDonnell?—A. Yes, sir.
- Q. When did you pay it?—A. On the date of the receipt.
- Q. You marked your ballot yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JOHN MANLEY, called and sworn.

Direct examination by Mr. GILBOY:

- Q. Where do you live?—A. Third Ward of Archbald.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. It is 49 years ago.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.
- Q. How long have you lived in that ward?—A. About 17 years in that district.
- Q. How long have you lived in this country?—A. 33 years.
- Q. Have you naturalization certificate?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th of January, 1882, to John Manley, under the seal of the court.)
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 415, dated March 1, 1902, for the district of Archbald, Third Ward, including a county tax of 83 cents, signed, P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. McDonnell?—A. Yes, sir.
- Q. On the date of the receipt?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. You were not challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

WILLIAM NAILOR, called and sworn.

Direct examination by Mr. GILBOY:

- Q. Where do you live?—A. Third Ward of Archbald.
- Q. Where were you born?—A. Archbald, Third Ward.
- Q. When?—A. 1848.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.
- Q. How long have you lived in the Third Ward?—A. Thirty-eight years.
- Q. The last thirty-eight years?—A. Yes, sir.
- Q. You lived there continuously?—A. Yes, sir.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 56, dated September 9, 1901, received from William Nailor \$9.31, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.49, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. I couldn't swear to that.
- Q. Your money paid it?—A. Yes, sir.

- Q. This is assessed on property?—A. Yes, sir; occupation and altogether.
 Q. This is assessed on property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JACOB RITTER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Germany.
 Q. When?—A. Eighty-one years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. You have lived there how long?—A. Fifty years.
 Q. You have naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of the mayor's court of the city of Carbondale, to Jacob Ritter, dated the 8th of September, 1858, under the seal of the court.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 136, dated December 17, 1900, received of Jacob Ritter \$10.93, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of \$1.61, signed P. J. McDonnell, collector.)
 Q. That is tax you paid yourself?—A. Yes, sir.

JOHN LYNCH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. Thirty-three years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. What year did you come to the United States?—A. Seventeen years ago.
 Q. How long have you lived in the First Ward of Olyphant?—A. Nine years.
 Q. The last nine years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County dated the 4th of October, 1892, under the seal of the court, signed C. E. Pryor, prot'y.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 495, dated April 14, 1902, received of John Lynch \$12.33, taxes for the year 1901, for the district of Olyphant, First Ward, including a county tax of \$1.84, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. It is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Stayed there alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PETER WELSH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Germany.
 Q. When?—A. The 27th of May, 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.

- Q. What year did you come to the United States?—A. 1880.
 Q. How long have you lived in the Third Ward of Archbald?—A. Ever since.
 Q. Haven't moved out?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 13th of January, 1892, under the seal of the court to Peter Welsh, signed J. H. Thomas, clerk.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces duplicate tax receipt, No. 403, dated February 25, 1902, received of Peter Welsh \$7.69 taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.17, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir; and my occupation.
 Q. Have you the property in your name?—A. Yes, sir.
 Q. It is on property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. How many times did you vote?—A. Only once.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

WILLIAM MORAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1872.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. Since I was born.
 Q. Haven't you lived out of that ward?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 297, dated January 15, 1902, received of William Moran \$2.05, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 31 cents, signed P. J. McDonnell, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. To Mr. McDonnell?—A. Yes, sir.
 Q. On the date of that receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOHN B. O'HORO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1882.
 Q. What date?—A. April 7.
 Q. How old will you be April 7 this year?—A. Twenty-two years.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. All my life.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. You never had a tax assessed to you?—A. No, sir.
 Q. That was the first time you voted?—A. Voted on age, yes.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Did the board swear you?—A. Yes, sir.
 Q. Did you sign an affidavit?—A. Yes, sir.
 Q. Did they produce a paper there for you to sign?—A. Yes, sir.
 Q. You signed it?—A. Yes; and had a witness' name on it.

Q. Where do you live?—A. First Ward of Olyphant, Dunmore street.

Q. Near what place?—A. No. 2 Shaft, right opposite.

By Mr. SICKLER:

Q. How old were you on the 7th day of April, 1902?—A. 21 years.

Q. Are you positive of that?—A. Positive as I can be.

By Mr. GILROY:

Q. You were born in 1882?—A. I don't know whether it is 1882 or 1881, but I am positive I was 21 years.

Q. And that is the reason you went to vote?—A. Yes, sir.

HENRY BUSSEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Germany.

Q. When?—A. I am 53 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. About thirty years.

Q. How long have you lived in this country?—A. Thirty-two years.

Q. You haven't been out of that ward in thirty years?—A. No, sir.

Q. This is your naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Henry Bussey, a native of Germany, dated the 22d of September, 1879, under the seal of the court, signed F. L. Hitchcock, proty.)

Q. These are your papers?—A. Yes, sir.

Q. You went to court and got them yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir.

(Witness produces tax receipt No. 419, dated April 3, 1902, received of Henry Bussey \$7.97, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of \$1.21, signed, P. J. McDonnell, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. You remained there alone?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM HUNT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. I am 35 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. How long have you lived in the Third Ward of Archbald?—A. 36 years.

Q. All your life?—A. Yes, sir.

Q. Have you lived anywhere else?—A. I did when I was about 10 years old.

Q. Have you recently?—A. Always lived there.

Q. Were you away during the strike?—A. No, sir.

Q. You lived there at least two months prior to this election?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 608, dated August 13, 1901, received of William Hunt \$4.60, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of 91 cents, signed P. J. McDonnell, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to whom?—A. McDonnell.

Q. When?—A. The date of this receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you go into the booth alone?—A. Yes, sir.

- Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.

JOHN LYONS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. The 26th day of May, 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward of Olyphant.
 Q. How long have you lived in the First Ward of Olyphant?—A. For the period of five years, anyway.
 Q. Lived there at least five years continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir; not enough to lose my residence.
 Q. When did you go away?—A. October, about the 11th and after the 10th. I was back before it expired.
 Q. Back before the strike was settled?—A. Yes, sir.
 Q. Were you away working?—A. I worked at Coalport.
 Q. What State?—A. This State; I never lost my residence.
 Q. Did you have a State or county tax receipt?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. First Ward of Olyphant, Dunmore street.
 Q. Near No. 2 shaft?—A. Pretty close.

By Mr. SICKLER:

- Q. Have you ever paid taxes?—A. Certainly.
 Q. Did you pay a State or county tax during the year 1901?—A. No; I was a soldiering.
 Q. Did you pay one during the year 1900?—A. I was soldiering that year.
 Q. Then, you haven't paid a tax in three years?—A. Not in those three years.
 Q. You say you were away during the strike; you didn't intend to stay away?—A. No, sir.
 Q. You intended to come back?—A. Certainly.

By Mr. GILROY:

- Q. Unless you struck a better job?—A. Through a better job.

JAMES STANTON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Archbald, Third Ward.
 Q. Where were you born?—A. Archbald.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How old are you?—A. Twenty-three.
 Q. When were you 23?—A. Last month.
 Q. How long have you lived in that ward?—A. All my life.
 Q. Never out of it to live?—A. I was out awhile during the strike.
 Q. Where were you?—A. New York—Oneonto.
 Q. How long were you there?—A. Five months.
 Q. When did you go?—A. I went around June.
 Q. When did you return?—A. Two weeks before the strike ended.
 Q. About the middle of October?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. No, sir; I lost them.
 Q. Did you ever have a tax assessed to you?—A. Yes, sir.
 Q. You didn't vote on age at that election?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. Yes.
 Q. Who assisted you?—A. William Hunt.
 Q. Did you ask Mr. Hunt to assist you?—A. Yes, sir.
 Q. He went in with you?—A. Yes, sir.

- Q. Did you ask the consent of the board to allow him to go in with you?—A. Yes, sir.
- Q. Did they say all right?—A. Yes, sir.
- Q. Did they ask you why you wanted him?—A. No, sir.
- Q. And you didn't tell them why you wanted him?—A. No, sir.
- Q. Why did you want him?—A. Because I couldn't make out the ballot right.
- Q. You read a little?—A. No, sir; can't read or write.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. You have paid tax?—A. Yes, sir.
- Q. When was that tax paid?—A. A month ago.
- Q. Is that the only tax you ever paid?—A. Yes, sir.
- Q. In what month?—A. Something around June.
- Q. You paid a State or county tax last June?—A. They were stopped from me.
- Q. To what collector?—A. McDonnell is supposed to be the collector.

By Mr. GILROY:

- Q. You didn't authorize the company to pay that tax?—A. No, sir.
- Q. You were surprised when you found it taken?—A. Yes, sir.
- Q. You preferred to pay it yourself?—A. Yes, sir.

By Mr. SICKLER:

- Q. Did you find any fault about it?—A. No, sir.
- Q. You accepted that receipt?—A. Yes, sir.

MARTIN ROACH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
- Q. Where were you born?—A. Archbald.
- Q. What is your age?—A. Twenty-eight next June.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.
- Q. How long have you lived in the Third Ward of Archbald?—A. Since I was born.
- Q. Continuously?—A. Yes, sir.
- Q. Were you away during the strike?—A. Yes; three weeks.
- Q. Where?—A. New York State.
- Q. What three weeks?—A. Three weeks before the strike was over.
- Q. You were there in October?—A. Yes, sir.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 185, dated January 2, 1901, received of Martin Roach \$2.43, taxes for the year 1900 for the district of Archbald, Third Ward, including a county tax of 36 cents, signed P. J. McDonnell, collector.)
- Q. You paid this tax yourself?—A. Yes, sir.
- Q. Paid it to Mr. McDonnell?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you intend to make it your home in New York?—A. No, sir.
- Q. You intended to return?—A. Yes, sir.

JOHN OTTO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
- Q. Where were you born?—A. Germany.
- Q. When?—A. 1855.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Archbald.

Q. What year did you come to the United States?—A. That is something I couldn't give.

Q. How old were you?—A. About fourteen months.

Q. How long have you lived in the Third Ward of Archbald?—A. Since I came to America.

Q. Lived there continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to John Otto, dated the 22d of September, 1879, under the seal of the court, signed F. L. Hitchcock, proty.)

Q. This paper was issued to you?—A. Yes, sir.

Q. You went to court and received it?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 273, dated January 10, 1901, received of John Otto \$7.75, taxes for the year 1900 for the district of Archbald, Third Ward, including a county tax of \$1.14, signed P. J. McDonnell, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom?—A. McDonnell.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Is the deed in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JAMES McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Archbald.

Q. Where were you born?—A. Archbald.

Q. When?—A. Twenty-nine years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Archbald.

Q. How long have you lived in the First Ward of Archbald?—A. Going on five years.

Q. Continuously?—A. Yes, sir.

Q. Haven't been away to live any time?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. And then you don't know what tax you paid in 1901?—A. Yes.

Q. What tax was it?—A. I paid 1901 tax the last month or the month before.

Q. You paid your 1901 tax in 1902?—A. Yes, sir.

Q. Your 1902 tax is due?—A. Yes, sir.

Q. And you say you paid tax in 1901?—A. Yes, sir; I paid for 1901; I didn't pay it in 1901.

Q. This is 1900 tax you have here?—A. Yes, sir.

Q. The next time you paid tax was last month?—A. Yes, sir.

Q. Now, prior to the receipt you have there, do you remember when you paid tax?—A. No, sir.

By Mr. SICKLER:

Q. You are sure you paid a tax in 1901?—A. I have my tax receipt for 1901.

Q. Were you subpoenaed to be here or in Jermyn?—A. In Jermyn.

Mr. SICKLER. I object to all this evidence, and ask that it be stricken from the record; he should have testified in Jermyn.

Now, February 7, 1903, p. m., hearing is adjourned until February 9, 1903, at 9 o'clock a. m., same place.

(Witness produces tax receipt No. —, dated October 18, 1902, received of James McDonnell \$2.50, taxes for the year 1900 for the district of Archbald, First Ward, including a county tax of 35 cents, signed P. J. McDonnell, collector.)

Q. Is this the only receipt you have?—A. Yes, sir.

Q. Have you paid a tax since that?—A. Yes, sir.

Q. When did you pay the last?—A. I paid it a month ago.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

- Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Where do you live?—A. Main street, Archbald.

By Mr. SICKLER:

Q. Did you during the year 1901 pay a State or county tax?—A. I paid it about a month ago.

- Q. I am saying 1901?—A. Yes, sir.
 Q. To whom?—A. That was stopped.
 Q. What time?—A. It was the first part of the year.
 Q. 1901?—A. Yes, sir.
 Q. What is the name of the collector had it stopped?—A. McDonnell.

By Mr. GILROY:

- Q. What taxes was it stopped?—A. He stopped the whole of them.
 Q. This tax receipt you presented was October 15, 1902, a tax assessed in 1900?—A. Yes, sir.
 Q. Last month you paid 1901 tax?—A. Yes, sir.

Now, February 9, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenburg, commissioner, at Odd Fellows Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

JAMES J. WHEELER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. How old are you?—A. 32.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in Pennsylvania?—A. All my life.
 Q. How long in the Second Ward of Olyphant?—A. That is where I was born.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1432, dated May 2, 1902, received of James Wheeler \$2.68, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 35 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir; my brother paid it for me.
 Q. Your money paid it?—A. Yes, sir.
 Q. You paid it on that date—May 2, 1902?—A. Yes, sir.

MICHAEL WALSH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Continuously.
 Q. How long?—A. Thirty-three years.
 Q. Were you away during the strike?—A. No, sir.
 Q. At home?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 471, dated March 29, 1902, received of Michael Walsh \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.

- Q. When did you pay it?—A. The 29th of March, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you mark it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE ZIMMERMAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Priceburg.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Two years last Thanksgiving.
 Q. November?—A. Yes, sir.
 Q. Moved there from Priceburg?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 958, dated March 29, 1902, received of George Zimmerman \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. It was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you authorize the company to pay this tax for you?—A. I did not.
 Q. You could have paid it yourself?—A. Yes, sir.
 Q. And would have preferred to have it done so?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

- Q. Did you ever find any fault with the company because they paid your taxes?—A. No, sir.
 Q. Isn't it less trouble for them to pay your taxes than for you to chase up to the collector and pay it?—A. I suppose so.
 Q. You received that in place of the money?—A. Yes, sir.
 Q. And you kept right on working there?—A. Yes, sir.

SYLVESTER WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Luzerne County.
 Q. When?—A. 1847.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Thirty years.
 Q. The last thirty years continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 314, dated January 10, 1902, received of Sylvester Williams \$14.89, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$2.19, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Is this assessed upon real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Weren't you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JACOB SURAVITZ, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. Thirty years old.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Olyphant, Second Ward.
 Q. What year did you come to the United States?—A. 1890.
 Q. Landed at New York?—A. Yes, sir.
 Q. What year did you come to Pennsylvania?—A. The same year.
 Q. That is twelve years ago?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Olyphant?—A. About six years.
 Q. Have you been continuously living there in that ward?—A. Yes.
 Q. Where did you live before that?—A. Priceburg.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 12th of January, 1893, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You came here in 1890?—A. Yes, sir.
 Q. How old were you when you came?—A. I am 32 now.
 Q. You were 20 years old?—A. Yes, sir.
 Q. You were over 18 when you landed in 1890?—A. Yes, sir.
 Q. Did you ever declare your intentions to become a citizen?—A. Yes, sir.
 Q. You got your first paper?—A. Yes, sir.
 Q. And then your second paper?—A. Yes, sir.
 Q. Do you remember when you declared your intentions?—A. No, sir.
 (Witness produces tax receipt No. 182, dated November 27, 1901, received of Jacob Suravitz \$30.94, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$6.70, signed John O'Connor, collector.)
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Not in the name of your wife?—A. No, sir.
 Q. You paid it yourself?—A. Yes, sir.
 Q. Paid it to O'Connor?—A. Yes, sir.
 Q. When?—A. Every year.
 Q. You paid this the date of it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you assist anyone else marking their ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. You are not sure it was 1890 you came to America?—A. I didn't pay any attention to that.
 Q. You say you didn't pay attention?—A. No, sir.
 Q. You would not be willing to swear it was 1890?—A. No, sir.
 Q. It must have been two or three years earlier?—A. I don't have to keep any track of that.

By Mr. GILROY:

- Q. You were 20 years old when you came?—A. I guess so.
 Q. One thing you do remember is that you came here in 1890?—A. I will not keep such a date.

Q. Where do live?—A. Willow street.

Mr. SICKLER. We object to the questions which tend to disprove the eligibility of the citizen, the intention being a judicial act and can not be attacked collaterally.

M. P. O'MALLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. December 5, 1901.

Q. Have you lived there continuously?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 337, dated February 28, 1901, received of M. P. O'Malley \$2.57, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 35 cents, signed, John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. When?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

SAMUEL RUSSIAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1860.

Q. Did you vote at the election held November, 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1887.

Q. How long have you lived in the Second Ward of Olyphant?—A. Twelve years.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. No; I was in Olyphant.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Samuel Russian, dated the 20th of September, 1900, under the seal of the court, signed J. Copeland, prothonotary.)

Q. This is your paper?—A. Yes, sir.

Q. You got it yourself?—A. Yes, sir.

Q. Went to the court for it?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 204, dated January 14, 1901, received of Samuel Russian \$15.17, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$2.10, signed, John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. You own property?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. Anybody else with you?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did anybody stop you from voting?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

HENRY WAHL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. I don't know.

Q. How many years ago?—A. I guess it was about seventy.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1842.

Q. How long have you lived in the Second Ward of Olyphant?—A. I come right here.

Q. And have been living in the Second Ward ever since?—A. Yes.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 23, dated October 28, 1901. Received of Henry Wahl \$15.23, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$2.41, signed John O'Connor, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Have you filed an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Did you ever have naturalization papers?—A. No, sir.

Q. Did your father have papers?—A. Yes, sir.

P. T. BRENNAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Schuylkill County, Pa.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Fourteen years.

Q. The last fourteen years?—A. No, sir; I moved out.

Q. When did you move in the last time?—A. I moved back last May, before the election.

Q. You lived in the Second Ward since May, 1902?—A. Yes, sir.

Q. You lived at least two months there prior to this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1437, dated May 8, 1902, received of P. T. Brennan, \$8.43, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$1.22, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; my wife paid it.

Q. For you?—A. Yes, sir.

Q. This is on real estate?—A. No, sir; that is my occupation.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL KANE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Winton.

Q. You were born there?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Winton.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt, dated April 3, 1902, received of Michael Kane \$3.57, taxes for the year 1901, for the district of Winton, Second Ward, including a county tax of 45 cents, signed H. V. Lawler, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM HALL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Carbon County.

- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. What year were you born?—A. 1876.
- Q. How long have you lived in the Second Ward of Olyphant?—A. Ten years.
- Q. The last ten years?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a state or county tax receipt?—A. No, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.
- Q. What street do you live on?—A. Lackawanna street; I live now on Susquehanna street.

By Mr. SICKLER:

- Q. When did you pay your last tax?—A. Not long ago, just before the fire.
- Q. When was that?—A. That was 1902.
- Q. What time of the year?—A. I don't know.
- Q. Did you during the year 1901 pay a state or county tax?—A. Yes, sir.
- Q. Do you remember what time that was paid?—A. No, sir.
- Q. To whom?—A. Mr. O'Connor.
- Q. Where was it paid?—A. Up to his house.
- Q. There was a county tax included?—A. Yes, sir.
- Q. Could you tell us somewhere near the date?—A. No, sir.

By Mr. GILROY:

- Q. Did you go to Mr. O'Connor to get a duplicate tax receipt?—A. No, sir.
- Q. When were you subpoenaed here?—A. A week ago or so.
- Q. You could have gone in that time and got one?—A. Yes, sir.

THOMAS FALLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
- Q. Where were you born?—A. Winton borough.
- Q. When?—A. April, 1859.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. How long have you lived there?—A. Forty-three years there next June.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated May 14, 1902, received of Thomas Fallon \$3.25, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of —, signed John O'Connor, collector, per M. J. G.)
- Q. Do you own property?—A. No, sir.
- Q. You paid this tax to whom?—A. My son paid it.
- Q. What is your son's name?—A. Frank.
- Q. He paid it for you?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. It was your money paid this?—A. Yes, sir.
- Q. Did this include all your taxes as assessed to you for 1901?—A. Yes, sir.
- Q. It included a county tax?—A. Yes, sir.

By Mr. GILROY:

- Q. How do you know it did?—A. I don't know; there was no other demands on me.
- Q. Do you know how much of that tax went to him and how much went to the constable for collecting it?—A. He wasn't acting in the capacity of a constable when he collected this tax.
- Q. It was paid to Gaughan?—A. Yes, sir.

Q. You don't know what tax that is, do you; you don't know whether it is State tax or school tax or what?—A. It doesn't specify.

Q. Do you know whether it included a State or county tax?—A. It includes all the tax he collects; that is, State and county, and poor and borough.

DAVID EDWARDS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Slatington, Pa.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Three years.

Q. The last three years?—A. Yes, sir.

Q. Have you lived there continuously?—A. No, sir; I was in the Fourth Ward.

Q. When were you in the Fourth Ward—before that?—A. Before that.

Q. Since that time you have lived in the Second Ward?—A. Yes, sir.

Q. Were you out during the strike?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1267, dated March 31, 1902, received of David Edwards \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. O'Connor.

Q. It was stopped on you?—A. Yes, sir.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MORGAN EVANS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Luzerne County.

Q. When?—A. 1877.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Fourteen or fifteen years, but I was in Blakely about a year.

Q. When were you in Blakely?—A. 1901.

Q. When did you move to Olyphant?—A. 1901.

Q. You lived in the Second Ward of Olyphant at least two months prior to this election?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 538, dated January 23, 1902, received of Morgan Evans \$2.14, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 30 cents, signed John O'Connor, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. To the collector?—A. Yes, sir.

Q. Do you remember when?—A. I don't just remember.

Q. It is dated January 2, 1902; was paid that date?—A. Yes.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

CHARLES O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1879.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Twenty-three years.

Q. Lived there all your life?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt dated March 31, 1902, received of Charles O'Boyle \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. You received this in your envelope?—A. Yes, sir.

Q. Do you remember when you paid it?—A. In March, 1902.

Q. The date of that receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

CHARLES CHARLES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where did you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Three years.

Q. The last three years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. I have 1900.

(Witness produces tax receipt No. 1075, dated April 17, 1901, received of Charles Charles \$4.01, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. It was stopped?—A. Yes, sir.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

J. E. BRUGLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Warren County, N. J.

Q. When were you born?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to Pennsylvania?—A. I was 2 years old.

Q. How long have you lived in the Second Ward of Olyphant?—A. Thirteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you moved out of the ward in that time?—A. No, sir.

Q. Have you State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 465, dated March 31, 1902, received of J. E. Brugler \$27, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of \$4.02, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

- Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. It is in my name.
 Q. So this is a receipt of Mrs. J. E. Brugler?—A. Yes, sir.
 Q. The only reason her name is on here is that she paid it?—A. Yes, sir.
 Q. This tax is assessed on property?—A. Yes, sir.
 Q. Did you receive any assistance in marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. That was your tax; paid with your money?—A. Yes, sir.

SYLVESTER WILLIAMS, JR., called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Second Ward of Olyphant.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Twenty-six years.
 Q. Were you away during the strike?—A. No, sir.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 115, dated January 10, 1902, received of Sylvester Williams, jr., \$3.11, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 46 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom?—A. O'Connor.
 Q. When?—A. January 10, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Walee.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir.
 Q. You didn't vote?—A. No, sir.
 Q. Weren't you at the polls that day?—A. No, sir.
 Q. How long have you lived in the ward?—A. About fifteen years.
 Q. You are well acquainted with the people in it?—A. Yes, sir.
 Q. Is there any other man in that ward by the name of William Davis except yourself?—A. Yes; I guess there is one, anyhow.
 Q. What street do you live on?—A. Race street, near Lackawanna street.

By Mr. SICKLER:

- Q. Where were you election day?—A. I was away from home.
 Q. Were you working?—A. No, sir.

ANDREW DURISIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. I come in 1882.

Q. How long did you live in the Second Ward of Olyphant?—A. Twelve years.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. In the house.

Q. You were at home, then?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Andrew Dzuresin, dated the 25th of September, 1890, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 37, dated November 6, 1901, received of Andrew Durisin \$13.77, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$2.15, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Were you challenged when you voted?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ANTON GLINSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. When did you come to the United States?—A. I am here about twenty-four years.

Q. How long have you lived in the Second Ward of Olyphant?—A. About sixteen years.

Q. Have you a naturalization paper?—A. The paper is home.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1399, dated June 4, 1902, received of Anton Glinski \$90.15, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$11.90, signed John O'Connor, collector.)

Q. This is in your name, this property?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. J. BURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Archbald.

Q. Where were you born?—A. Ireland.

Q. When?—A. About forty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Archbald.

Q. What year did you come to the United States?—A. 1873.

Q. How long have you lived in the Third Ward of Archbald?—A. Ever since.

Q. Haven't been away?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to P. J. Burke, dated the 29th of September, 1884, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 433, dated March 11, 1901, received of P. J. Burke \$1.98, taxes for the year 1900, for the district of Archbald, Third Ward, including a county tax of 45 cents, signed P. J. McDonnell, collector.)

Q. You marked your own ballot?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

EDWARD M. OWENS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Five years.

Q. The last five years?—A. Yes; I was a year out.

Q. When was that?—A. 1895.

Q. You have been there since that time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. You lived there at least two months prior to the election of November 4, 1902?—

A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 472, dated March 31, 1902, received of Edward M. Owens \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. No, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. You didn't authorize the company to pay it for you?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You didn't find any fault with the company because they paid it?—A. No, sir.

JOHN J. O'MALLEY, called and sworn.

Direct examination By Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived there?—A. Thirteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1272, dated October 1, 1901, received of John J. O'Malley \$4.01, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. When?—A. October 1, 1901.

Q. The date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN PHILLIPS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

- Q. When did you come to the United States?—A. 1881.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Eleven years.
 Q. The last eleven years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 4th of October, 1888, under the seal of the court, signed W. G. Daniels, clerk.)

- Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 529, dated May 24, 1902, received of John Phillips \$3.26, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 46 cents, signed John O'Connor, collector.)

- Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom?—A. Mr. O'Connor.
 Q. When?—A. May 25.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Were you in the booth alone?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

LINCOLN PETTIGREW, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. April, 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. It will be thirty-eight years next April.
 Q. Never moved out?—A. No, sir.
 Q. Away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1378, dated March 31, 1902, received of Lincoln Pettigrew \$17.11, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$2.26, signed John O'Connor, collector.)
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Part of it.
 Q. And part in whose?—A. My brother's; it is assessed to me.
 Q. Is the title in your name?—A. Yes, sir.
 Q. Altogether in your name?—A. No; it belongs to the both of us.
 Q. It is assessed in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Weren't challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN D. PHILLIPS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1880.
 Q. What day?—A. The 17th of January.
 Q. You were 22 the 17th of January last year?—A. Twenty-three years old now.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir.
 Q. Is there another man by the name of John D. Phillips in that ward?—A. No, sir.

- Q. Any other John Phillips, except your father, in the ward?—A. No, sir.

By Mr. SICKLER:

- Q. Where were you election day?—A. Working.
 Q. What was the name on your subpoena?—A. I don't know.
 Q. You didn't take notice?—A. No, sir.

By Mr. GILROY:

Q. Did you ever have a tax assessed to you?—A. No, sir.

Q. Never paid any yet?—A. No, sir.

GEORGE SINIWA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Olyphant, Second Ward.

Q. What year did you come to the United States?—A. Twenty years now.

Q. How long have you lived in the Second Ward of Olyphant?—A. About eighteen years.

Q. Away during the strike?—A. Yes, sir.

Q. Where were you?—A. I was home.

Q. Have you got a naturalization paper?—A. I haven't got them here.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produce tax receipt dated November 29, 1902, received of George Siniwa, \$25, to apply on taxes for the year 1902, signed John O'Connor, collector.)

Q. You own property down there?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Haven't you paid that all yet?—A. Yes, sir.

Q. Did you mark your ballot?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did anybody challenge you?—A. No, sir.

Q. You didn't swear in your vote?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Where do you live?—A. River street.

Q. Near what other street is it?—A. I am in the middle, between Lackawanna and Jones street

By Mr. SICKLER:

Q. Is that the only tax receipt you have here?—A. Yes, sir.

Q. You have your naturalization paper home?—A. Yes, sir.

Mr. GILROY. We move to strike that out.

MEFTADY SZOST, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1872.

Q. What month?—A. The 25th of June.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1888.

Q. How long have you lived here?—A. Thirteen years.

Q. How long have you lived in the Second Ward of Olyphant?—A. Thirteen years.

Q. All the time?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Meftady Szost, dated the 15th of September, 1902 under the seal of the court, signed, John Copeland, prothonotary.)

Q. Is this your paper?—A. Yes, sir.

Q. You got this just before the election?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. They made you show your paper?—A. Yes, sir.

Q. Did you go in and mark your ballot alone?—A. Yes, sir.

Q. You read and write?—A. Not much.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Nobody went with you?—A. No, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt, No. 1964, dated March 29, 1902, received of Meftady Szost \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Do you remember when?—A. That day.

JOHN P. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1872.

Q. How long have you lived in the Second Ward of Olyphant?—A. I have been living there eighteen or nineteen years.

Q. Continuously?—A. No; I was out for four years, and then I have been back in there nine years now.

Q. You have been there continuously for nine years before this election?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County dated the 1st of October, 1895, signed, Thomas H. Dale, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 129, dated October 25, 1901, received of John P. Williams \$38.53, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$6, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JACOB GAMBLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1863.

Q. Do you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to this country?—A. 1890.

Q. Did you land in New York?—A. Yes, sir.

Q. How long have you lived in Pennsylvania?—A. The same time—the 1st of December, 1890.

Q. Have you lived there all the time in the Second Ward of Olyphant?—A. Yes, sir.

Q. You lived twelve years in that ward?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Jacob Gamble, dated the 15th of September, 1896, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 324, dated January 14, 1902, received of Jacob Gamble \$2.72, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 40 cents, signed John O'Connor, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Somebody challenged you?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.

IVOR H. EVANS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1875.
 Q. What year did you move into the Second Ward of Olyphant?—A. 1891.
 Q. Have you lived there continuously since?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 1st of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 82, dated November 18, 1901, received of Ivor R. Evans \$2.14, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. To whom?—A. O'Connor.
 Q. Do you remember when?—A. The date marked.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you receive any assistance?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

DAVID J. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. South Wales.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to this country?—A. 1886.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Three years.
 Q. The last three years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to David J. Davis, dated the 17th of May, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 447, dated April 22, 1902, received of David J. Davis \$21.78, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of \$3.23, signed John O'Connor, collector.)
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Is the deed in your name?—A. It is in my wife's name.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. Corner of Lackawanna and Delaware streets.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you in the booth alone?—A. Yes, sir.

By Mr. SICKLER:

- Q. Is that property assessed to you?—A. It is assessed to the both of us, I guess.
 Q. Is that tax assessed in your name?
 Mr. GILROY. We object to that, and move to strike it out.
 A. Yes, sir.
 Q. Your money paid that tax?—A. Yes, sir.
 Q. Does that include all the tax you paid?—A. I paid lots more taxes.
 Q. Does that include all the taxes you paid that year?—A. \$21; isn't that enough?

RICHARD T. ALSOP, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant, Second Ward.
 Q. When?—A. 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Olyphant, Second Ward.
 Q. How long have you lived in the Second Ward of Olyphant?—A. All my life.
 Q. Were you away during the strike?—A. No, sir.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 80, dated November 18, 1901, received of Richard T. Alsop \$2.14, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes; my mother paid it.
 Q. With your money?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

TROFY CUCURA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1892.
 Q. You landed in New York?—A. Philadelphia.
 Q. You came right to this county?—A. Yes, sir.
 Q. How long have you lived in Olyphant?—A. Eleven years.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Trofy Cucura, a native of Austria, dated the 20th of September, 1900, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. Did you get this yourself?—A. Yes, sir.
 Q. Did you go to the judge for it?—A. Yes, sir.
 (Witness produces tax receipt No. 725, dated March 22, 1902; received of Trofy Cucura \$2.66, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you mark your ballot yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Anybody with you when you voted?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Sign an affidavit?—A. No, sir.

ANDREW GRANCAY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.

- Q. When?—A. I am about 30 years.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. What year did you come to the United States?—A. About nine years ago.
- Q. How long have you lived in the Second Ward of Olyphant?—A. 1888.
- Q. All the time there?—A. Yes, sir.
- Q. Have you naturalization paper?—A. Yes, sir.
- Q. Have you them with you?—A. No, sir.
- Q. Have you tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 1284, dated April 17, 1901, received of Andrew Grancay \$4.66, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. Did you receive any assistance in marking your ballot?—A. No; I marked it myself.
- Q. You went into the booth alone?—A. Yes, sir.
- Q. What did you do with the ballot after you marked it?—A. Put it in the box.
- Q. They didn't swear you?—A. No, sir.
- Q. Where do you live?—A. John street.

M. W. GROGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
- Q. Where were you born?—A. Archbald.
- Q. When?—A. 1864.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. How long have you lived in the Second Ward of Olyphant?—A. Four years.
- Q. Continuously?—A. Yes, sir.
- Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 18, dated October 24, 1901, received of M. W. Grogan \$10.15, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of \$1.51, signed John O'Connor, collector.)
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you sworn?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

NIELL O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. I come to this country in 1845.
- Q. You voted at this election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where?—A. Second Ward of Olyphant.
- Q. What year did you come to the United States?—A. 1864.
- Q. How long have you lived in Olyphant?—Thirty-seven years next April.
- Q. You have lived in the Second Ward the last two years?—A. Yes.
- Q. Have you naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County, dated the 5th of October, 1882, under the seal of the court, signed George P. Richards, clerk.)
- Q. You paid taxes?—A. Yes, sir.
- (Witness produces tax receipt No. 314, dated February 16, 1901, received of Neill O'Boyle \$10.30, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of \$1.45, signed John O'Connor, collector.)
- Q. You paid that yourself?—A. Yes, sir.
- Q. You marked your own ballot?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you have assistance?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

JOHN HEALEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. One year.
 Q. When did you move into it?—A. I moved in—it is going on the second year.
 Q. You moved in from where?—A. Blakely.
 Q. When?—A. August, 1901.
 Q. Have you been away?—A. I was away two months during the strike.
 Q. Where were you?—A. New Jersey.
 Q. When?—A. May to July.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1389, dated March 31, 1902, received of John Healey \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. No, sir; it was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you intend to leave and make it your home in New Jersey when you went down there?—A. No, sir.
 Q. You intended to return?—A. Yes, sir.

WILLIAM P. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. About 1880.
 Q. How long have you lived in Olyphant?—A. I lived in Olyphant eighteen years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William P. Williams, dated the 7th of October, 1877, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 906, dated March 29, 1902, received of William P. Williams \$3.80, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. No, sir.
 Q. It was paid for you?—A. Yes; out of my money paid.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS HARRIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Pittston, Luzerne County, Pa.

- Q. When?—A. The 7th of March, 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Two years.
 Q. The last two years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Away during the strike?—A. Yes, sir.
 Q. Where were you?—A. Allegheny County, Pa.
 Q. Were you working there?—A. Yes, sir.
 Q. You returned when?—A. August.
 Q. What part of August?—A. The 5th.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1264, dated March 31, 1902, received of Thomas Harris \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. It was stopped.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

N. D. ROSENFELD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1876.
 Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.
 Q. Where did you vote?—A. Olyphant, Second Ward.
 Q. What year did you come to the United States?—A. I was 8 years old, 1882.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Nearly all my life; I come back in 1902, last.
 Q. Where were you?—A. Living in Scranton.
 Q. Working there?—A. Yes; I had a business there.
 Q. What time in 1902 did you return?—A. The 1st of April.
 Q. You lived there from April, 1902, to the election?—A. Yes.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. Have you naturalization paper with you?—A. I always voted without papers, because my father is a citizen.
 Q. You marked your ballot yourself?—A. Yes, sir.
 Q. You haven't tax receipt with you?—A. I can't find them now.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Where is your business down there?—A. Jones street.
 Q. Liquor business?—A. Yes, sir.

By Mr. SICKLER:

- Q. You paid your last tax in Scranton?—A. Yes, sir.
 Q. Where did you pay it?—A. I don't remember.
 Q. Do you remember about when?—A. When I got the notification.
 Q. You don't know anything about the date?—A. No, sir.

THOMAS WEAVER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1870.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Twenty-three years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Weaver, dated the 4th of October, 1882, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 460, dated March 26, 1902, received of Thomas Weaver \$18.76, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$2.79, signed John O'Connor, collector.)

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Paid this tax yourself?—A. Yes, sir.

Q. On the date of this receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked the ballot yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

B. ROSENFELD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. Have you tax receipt with you?—A. Yes, sir.

(Witness produces tax receipt No. 777, dated November 29, 1901, received of B. Rosenfeld \$66.81, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$10.44, signed John O'Connor collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. It is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

GEORGE EVANS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. New York, Binghamton.

Q. What is your age?—A. 32.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in Pennsylvania?—A. About twenty-eight years.

Q. How long in the Second Ward of Olyphant?—A. About fourteen years.

Q. Have you State or county tax receipt?—A. Yes, sir.

Q. Were you fourteen years continuously there?—A. Yes, sir.

Q. Wasn't away during the strike?—A. About six weeks.

Q. Where?—A. Rome, N. Y.

Q. Working there?—A. Yes, sir.

Q. When did you return?—A. August 10.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 746, dated February 21, 1902, received of George Evans \$2.89, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 34 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped.

Q. Paid with your money?—A. Yes, sir.

Q. Where do you live?—A. River street and Church street.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you intend to make it your home in New York?—A. No, sir.
 Q. You went for the purpose of finding temporary employment?—A. Yes, sir.
 Q. You intended to return?—A. Yes, sir.

WALLACE SCHENCK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1878.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. When did you move into the Second Ward?—A. Ten years ago.
 Q. Lived there ever since?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. You never had one assessed to you?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. What street do you live on?—A. Susquehanna street.
 Q. Near what other street?—A. Rose street.

By Mr. SICKLER:

- Q. How old are you?—A. Twenty-four.
 Q. Never paid a tax?—A. No, sir.

R. M. OWENS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Blakely, now, Second Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. When did you move over?—A. The 1st of April, 1902.
 Q. You lived continuously there until when?—A. The 13th of November.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to R. M. Owens, dated the 2d of October, 1891, under the seal of the court, signed, J. H. Thomas, clerk.)
 Q. What year did you come to the United States?—A. 1870.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt dated April 30, 1901. Received of R. M. Owens \$7.50, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$1.40, signed John O'Connor, collector.)
 Q. Before moving there you lived in Dickson City borough?—A. Yes, sir.
 Q. That tax you paid yourself?—A. Yes, sir.
 Q. You marked your ballot yourself?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

BERNARD CARR, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. About forty-seven years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1876 or 1877.
 Q. Did you come immediately to Pennsylvania?—A. Yes, sir.
 Q. How long have you lived in the Second Ward of Olyphant?—A. About eighteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Bernard Carr, dated 24th of November, 1885, under the seal of the court.)

Q. That is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated November 1, 1902, received of Bernard Carr \$15.35, taxes for the year 1902, for the district of Olyphant, Second Ward, including a county tax of \$2.40, signed John O'Connor, collector.)

Q. This is the only tax receipt you have with you?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir; my daughter paid it.

Q. For you?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. What is your residence?—A. Lackawanna street.

Q. Near what other street?—A. Near Dunmore street.

By Mr. SICKLER:

Q. Did you during the year 1901 pay a State or county tax?—A. I paid every tax was ever demanded of me.

Q. You paid State or county tax during the year 1901?—A. Yes.

Q. Paid what time of the year?—A. I don't know.

Q. To whom?—A. To the collector.

Q. Where did you pay it?—A. In his office.

Q. Do you remember about what month?—A. No.

By Mr. GILROY:

Q. If you paid other taxes you have the receipts for them, haven't you?—A. I guess so; I paid every tax was ever demanded of me.

Q. The receipts you have are home?—A. Yes, sir.

EDWIN DANIELS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. About twenty-one years ago.

Q. How long have you lived in the Second Ward of Olyphant?—A. Going on two years.

Q. Continuously?—A. With the exception of the strike; I was away a couple of weeks.

Q. Where were you?—A. New York.

Q. When did you go there?—A. June.

Q. When did you return?—A. The first week in August.

Q. Have you naturalization paper?—A. No, sir; I can't find them.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1379, dated March 29, 1902, received of Edwin Daniels \$2.76, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. What street do you live on?—A. Jones street and Delaware street.

By Mr. SICKLER:

Q. Did you go to New York for the purpose of finding temporary employment during the strike?—A. Yes, sir.

Q. You intended to return?—A. Yes, sir.

Q. You left your family here?—A. Yes, sir.

EDWIN SMITH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1847.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. When did you come to the United States?—A. 1887.

Q. How long have you lived in the Second Ward of Olyphant?—A. Ten years.

Q. All the time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. I haven't got them with me.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 597, dated March 22, 1901, received of Edwin Smith \$2.66, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. What street do you live on?—A. Susquehanna street.

Q. Between what other streets?—A. I don't know; next to the opera house I live.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. Twenty-four years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Three years.

Q. You lived continuously there?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1423, dated November 12, 1901, received of John O'Boyle \$2.36, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Do you remember what year this was paid in?—A. My father paid the taxes for me.

Q. And that is the receipt he gave you?—A. That is a duplicate; I lost the receipt.

Q. When did you get the duplicate?—A. About a week ago.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. This receipt is just as you received it?—A. Yes, sir.

Q. It was your money paid the tax?—A. Yes, sir.

GEORGE CHYLAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the Second Ward of Olyphant?—A. All the time.

Q. Have you naturalization paper with you?—A. Yes, sir.

Q. Have you tax receipt with you?—A. Yes, sir.
(Witness produces tax receipt No. 321, dated January 14, 1902, received of George Chylak \$26.34, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$3.91, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.
Q. It is assessed on property?—A. Yes, sir.
Q. Is the property in your name?—A. Yes, sir.
(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to George Chylak, dated the 6th of November, 1901.)
Q. You got this paper yourself?—A. Yes, sir.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Assist anyone else in marking their ballot?—A. No.
Mr. SICKLER. We object to that as irrelevant.
A. I can't recollect; I marked some, but I can't remember whose.
Q. Did you get the consent of the board to mark their ballots?—A. Yes, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Did you file an affidavit?—A. No, sir.

HUGH O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.
Q. Where were you born?—A. Second Ward of Olyphant.
Q. When?—A. Twenty-six years ago.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. Second Ward of Olyphant.
Q. How long have you lived in the Second Ward of Olyphant?—A. Twenty-six years.
Q. Were you away during the strike?—A. No, sir; only on a vacation.
Q. Were you working there?—A. No, sir.
Q. Have you State or county tax receipt?—A. Yes, sir.
(Witness produces tax receipt, dated March 31, 1902; received of Hugh O'Boyle \$5.93, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 75 cents, signed John O'Connor, collector.)
Q. You paid that tax yourself?—A. Yes, sir.
Q. To Mr. O'Connor?—A. Yes, sir.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Did you file an affidavit?—A. No, sir.
Q. Did you swear in your vote?—A. No, sir.
Q. Were you challenged?—A. No, sir.

JOSEPH FERGUSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.
Q. Where were you born?—A. Second Ward of Olyphant.
Q. When?—A. 1872.
Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
Q. Where did you vote?—A. Second Ward of Olyphant.
Q. What day were you born?—A. The 13th of February.
Q. How long have you lived in the Second Ward of Olyphant?—A. Thirty-one years.
Q. Continuously?—A. Yes, sir.
Q. Have you a State or county tax receipt?—A. No, sir; it has been paid by check; never got a receipt.
Q. Did you receive any assistance marking your ballot?—A. No.
Q. Marked it yourself?—A. Yes, sir.
Q. Where do you live in Olyphant?—A. Lackawanna street.
Q. Near what other street?—A. Delaware.

By Mr. SICKLER:

Q. When did you pay your last tax?—A. I don't just know when; mother generally pays it all by check.
Q. Did you, during the year 1901, pay a State or county tax?—A. No; not during the year 1901. It was later on; it was paid for that year.

Q. Didn't you pay 1900 tax for that year?—A. You will have to refer to the tax collector about that.

Q. Can you tell about what time you paid the tax in 1902?—A. No, sir.

GEORGE CHICURA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1882.

Q. How long have you lived in the Second Ward of Olyphant?—A. Since 1883.

Q. Have you been there since?—A. Yes; five years in Mayfield.

Q. When did you move back?—A. Five years ago.

Q. You have been five years in that ward continuously?—A. Yes.

Q. Have you a naturalization paper with you?—A. Yes, sir.

(Witness produces duplicate naturalization certificate issued out of the court of common pleas of Lackawanna County, dated 12th of October, 1897, signed "C. E. Pryor, prothonotary;" the original having been issued October term, 1888, to George Csicsiera.)

Q. This name is spelled a little different?—A. Yes, sir.

Q. That is the way you were naturalized—under that name?—A. Yes, sir.

Q. You got this duplicate?—A. Yes, sir.

Q. This is a duplicate of your naturalization paper?—A. Yes, sir.

Q. Have you got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 326, dated January 14, 1902; received of George Chicura \$7.05, taxes for the year 1901 for the district of Olyphant, Second Ward, including county tax for \$1.06, signed John O'Connor, collector.)

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Anybody in with you?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MARKER WILKA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1878.

Q. You were 22 years old when?—A. Last year in April.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1896.

Q. How long have you lived in the Second Ward of Olyphant?—A. Seven years.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Marker Wilka, a native of Austria, dated the 20th of September, 1900, under the seal of the court, signed John O'Connor, collector.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 599, dated February 21, 1902, received of Marker Wilka \$2.89, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 34 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Who rubbed out the names here?—A. The collector.

Q. Was the receipt that way when you got it?—A. Yes, sir.

Q. Who did you pay this tax to?—A. Mike Gaughan.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you sworn?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JULIAN CUCURA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1870.
 Q. What year did you come to the United States?—A. January 4, 1888.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Six years.
 Q. All the time there?—A. Yes, sir.
 Q. Is this your paper?—A. Yes, sir.
 Q. What year did you come to the United States?—A. 1888.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Julian Chicura, dated the 13th of January, 1902, under the seal of the court, signed John Copeland, prothonotary.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1123, dated March 29, 1902; received of George Chicura \$2.75, taxes for the year 1901 for Fourth district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Who marked your ballot?—A. Myself.
 Q. All alone?—A. No, sir.
 Q. Did anybody say you had no right to vote?—A. No, sir.
 Q. You were not sworn in?—A. No, sir.

PETER GRABANIA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Third Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1873.
 Q. When did you come to this country?—A. 1882.
 Q. How long have you lived in the Third Ward of Olyphant?—A. I lived in the Third Ward since the 1st of April.
 Q. Lived there ever since?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. Have you naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Peter Grabania, a native of Austria, dated the 13th of January, 1902, under the seal of the court, signed John Copeland, prothonotary.)
 Q. Did you go for this paper yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 822, dated April 12, 1901, received of Peter Krobonia \$2.66, taxes for the year 1900, for the district of Olyphant, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. No; to Mike Gaughan.
 Q. He was collecting for him?—A. Yes, sir.
 Q. This was assessed to you?—A. Yes, sir.
 Q. This is your own receipt?—A. Yes, sir.
 Q. You paid him the money for it?—A. Yes, sir.
 Q. Did they challenge you?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM DUNN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Winton.
 Q. How long have you lived in the Second Ward of Winton?—A. Six or seven years.
 Q. Where were you born?—A. Schuylkill County.

- Q. When?—A. 1881.
 Q. What month?—A. The 17th of March.
 Q. You were 21 years old the 17th of March, 1902?—A. Yes, sir.
 Q. You will be 22 next March. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Winton.
 Q. You lived there six or seven years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never had one assessed to you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You were not challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. Yes; I swore in my age. My father was there, and swore me in.
 Q. Did you sign a paper?—A. No, sir.
 Q. What street do you live on?—A. Church street.
 Q. Near what other place?—A. The same street and the D. and H. depot—the other side.

By Mr. SICKLER:

- Q. Did your father sign a paper when he went and swore in your vote?—A. Yes, sir.
 Q. Did you sign one, too?—A. No, sir.
 Now, February 9, 1903, at 12 o'clock, noon, hearing is adjourned until 1 o'clock p. m., same day.
 Now, February 9, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

PATRICK J. TIGUE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Archbald.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Archbald.
 Q. How long have you lived in the Third Ward of Archbald?—A. Since I was born.
 Q. Lived there continuously?—A. Never moved out.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 380, dated February 7, 1902, received of Patrick J. Tigue \$1.98, taxes for the year 1901, for the district of Archbald, Third Ward, including a county tax of 30 cents, signed P. J. McDonnell, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. When did you pay it?—A. I don't know exactly.
 Q. You paid it at the time you got this receipt?—A. Yes, sir.
 Q. Did you pay it to McDonnell?—A. Yes, sir.
 Q. Where did you pay it to him?—A. In his house.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Mark it yourself?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOE BUSTA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Winton Borough.
 Q. Where were you born?—A. Austria, Bohemia.
 Q. When?—A. 1844.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Winton.
 Q. What year did you come to the United States?—A. I come to this country in 1883.

- Q. Landed in New York?—A. Yes, sir.
 Q. When did you come to Jessup?—A. After the big strike in Hazleton.
 Q. How many years ago was that?—A. Fourteen or fifteen years ago.
 Q. Been there fifteen years?—A. Yes, sir.
 Q. All the time?—A. Yes, sir.
 Q. You have been living in that ward all the time?—A. Yes, sir.
 Q. Is this your naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Busta, dated the 6th of December, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

- Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces paper.)

- Q. Is this the only one you have with you?—A. Yes, sir.

(Witness produces tax receipt No. 55, dated November 20, 1902, received of Joseph Busta \$6.54, taxes for the year 1902, for the district of Winton, Third Ward, including a county tax of 84 cents, signed H. V. Lawler, collector.)

- Q. You had this rebated; you went down to the commissioner?—A. Yes, sir.
 Q. What did they do, take a little off for you?—A. I didn't work.
 Q. Did you pay that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you go into the booth alone?—A. Yes, sir.
 Q. You marked it alone?—A. Yes, sir.
 Q. Anybody challenge you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Have you any objection to telling us for whom you voted?—A. No, sir.
 Q. Do you want to tell us?—A. I ain't telling it.
 Q. Where do you live?—A. Railroad street.

By Mr. SICKLER:

- Q. This was paid November 20, 1902?—A. Yes, sir.
 Q. Did you during the year 1901 pay a State or county tax?—A. I will bring all my receipts here.
 Q. You couldn't tell whether you did or not?—A. I have it.
 Q. You paid one the year before this?—A. Every year I pay.
 Q. You paid one during the year 1901?—A. Yes; I paid every year.
 Q. To whom did you pay that tax during the year 1901?—A. To the same collector.
 Q. Where?—A. In his office.
 Q. Do you remember about time of the year it was?—A. For 1901.
 Q. About what month?—A. I can't tell you.
 Q. There was a county tax on that other receipt?—A. Yes, sir.

JOSEPH MCGOWAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward, First district of Archbald.
 Q. Where were you born?—A. Connecticut.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. First Ward, First district of Archbald.
 Q. How long have you lived in the First Ward, First district of Archbald?—A. About three and a half years.
 Q. Continuously for three and a half years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No.
 Q. Have you a State or county tax receipt?—A. No, sir; I lost my receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. You remained there alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Where do you live?—A. South Main street, Archbald.
 Q. Near what place?—A. Near McDonnell's saloon.

By Mr. SICKLER:

- Q. When did you pay your tax last?—A. I think it was between the 13th and 15th of February, 1902; that is my best opinion.

Q. To whom did you pay it?—A. Mr. McDonnell.

Q. He is the collector?—A. Yes, sir.

Q. Where did you pay it?—A. In his house.

Q. Did that include a county tax?—A. Yes, sir.

By Mr. GILROY:

Q. Did it include a State tax?—A. Yes, sir.

Q. What do you pay State tax on?—A. I paid it to the collector.

Q. You don't know what you were assessed a State tax for?—A. No, sir.

Q. You say you paid a county tax?—A. Yes, county and State tax.

Q. What was the amount of the county tax, do you remember?—A. \$2.83; maybe a few cents more.

FRANK ZOOLINSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1862.

Q. How long have you lived in the Second Ward of Olyphant?—A. Seventeen years.

Q. Did you come to this country seventeen years ago?—A. I am here twenty years ago.

Q. You lived seventeen years in the Second Ward of Olyphant continuously?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Frank Zoolinski, dated the 6th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 31, dated November 1, 1901, received of Frank Zoolinski \$16.56, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of \$2.53, signed John O'Connor collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. O'Connor.

Q. Did you pay it November 1, 1901?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Stayed there all the time?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

JOSEPH HUDAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Austria.

Q. When—how old are you now?—A. 22.

Q. When were you 22?—A. Last year.

Q. What month?—A. October.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. I was about 14 years old.

Q. How long have you lived in the Second Ward of Olyphant?—A. About six years.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 14th of January, 1901, under the seal of the court, J. Copeland, prothonotary.)

Q. Did you ever pay a tax?—A. Yes, sir.

Q. Got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 368, dated October 2, 1902, received of Joseph Hudok \$2.14, taxes for the year 1902 for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

- Q. This is the first tax you ever paid?—A. Yes, sir.
 Q. You had this paid before the election?—A. Yes, sir.
 Q. Did you lose your first receipt?—A. It is the same place to me.
 Q. Where did you get this?—A. From O'Connor.
 Q. When?—A. This morning.
 Q. Where did you see O'Connor?—A. I was up to his house.
 Q. This morning?—A. Yes, sir.
 Q. Was he there?—A. Yes, sir.
 Q. Did you tell him when you paid it?—A. Yes, sir.
 Q. When did you tell him?—A. I got this long ago.
 Q. Didn't you get it this morning?—A. No, sir.
 Q. When did you get this receipt?—A. I don't know about the last year.
 Q. This is the receipt you got last year?—A. Yes, sir.
 Q. You didn't see him this morning?—A. No, sir.
 Q. You marked your ballot yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

- Q. You got this receipt when you paid your taxes?—A. Yes, sir.

WILLIAM ALLSOP, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. In September, 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. All my life.
 Q. Never moved out of the ward?—A. I have been out about six months altogether.
 Q. When?—A. 1890.
 Q. Were you away during the strike?—A. No, sir.
 Q. You lived at least two months prior to this election in that ward?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 289, dated February 12, 1901, received of William Allsop \$2.53, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 35 cents, signed John O'Connor, collector.)
 Q. To whom did you pay this?—A. John O'Connor.
 Q. You paid it yourself?—A. Yes, sir.
 Q. Do you remember when you paid it?—A. I don't exactly; the date.
 Q. Is it the date on here; the date is February 12, 1901; did you pay it on that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

FRANK GARRISON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Luzerne County, Pa.
 Q. When?—A. 1856.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Nearly four years.
 Q. The last four years?—A. Yes, sir.
 Q. Been there continuously?—A. Yes, sir.
 Q. You were there at least a year before this election?—A. Yes.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1474, dated May 1, 1901, received of Frank Garrison \$4.01, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes; it was stopped.

Q. Do you remember when it was stopped?—A. Yes; about May some time.

Q. 1901?—A. Yes, sir.

Q. Did you authorize the company to pay this tax for you?—A. No, sir; it has been the custom.

Q. You are able to pay it yourself?—A. Yes, sir.

Q. You would prefer to pay it yourself rather than have it stopped?—A. Not exactly; of course I would prefer it rather than have it stopped.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. You never have found any fault because the company paid your taxes?—A. No, sir.

Q. You accepted the tax receipt in place of the money, did you?—A. Yes, sir.

JOHN D. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Second Ward of Olyphant.

Q. When?—A. I will be 29 the 4th of July coming.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in that district?—A. I was born there; never away.

Q. Were you away during the strike?—A. No, sir.

Q. Lived there continuously twenty-nine years?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. I have one.

(Witness produces duplicate tax receipt No. 1127, dated March 29, 1902, received of John D. Williams \$2.75, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. What did you do with your first receipt?—A. He kept it.

Q. You gave it back to the collector?—A. Yes; he made a new one on account of the name.

Q. The original was made out John T.?—A. No; it was Thomas Williams, and he stopped it in my father's name like that was, and I went there and changed it; it was me had to pay for it, only he had Thomas instead of John D.

Q. Your father was living at that time?—A. Yes, sir.

Q. Your father owned property?—A. Yes, sir.

Q. Your father paid taxes on property that year?—A. No, sir; he was exonerated.

Q. You paid this tax?—A. Yes, sir; it is my own taxes; he made a mistake in the name.

Q. That his tax was assessed to you?—A. Yes, sir.

Q. You paid it yourself?—A. Yes, sir.

Q. This is a duplicate of the original receipt? It isn't exactly like the original, the name has been changed from Thomas to John.—A. The original name was John, was supposed to be, but they had Tom there.

Q. You changed that for yourself?—A. Yes, sir; it was supposed to be John on that.

Q. Did you mark your own ballot?—A. Yes, sir; I was a watcher.

Q. Didn't swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

Q. That tax was assessed on you?—A. Yes, sir.

Q. They made a mistake in the name when they assessed you?—A. Yes, sir.

Now, February 9, 1903, p. m., hearing is adjourned until February 10, 1903, at 9 o'clock a. m., same place.

Now, February 10, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

LAWRENCE LINNEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1826.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Olyphant.

Q. How long have you lived in the Third Ward of Olyphant?—A. About forty-two years.

Q. All the time?—A. Yes, sir—no; I lived down town.

Q. How long have you lived there the last time?—A. Twenty years.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Carbondale to Lawrence Linnen, dated the 29th of October, 1856, under the seal of the court, signed B. McTigue, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 151, dated November 26, 1901, received of Lawrence Linnen \$6.79, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$1.06, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes; my boy paid it.

Q. For you?—A. Yes, sir.

Q. Did you have any assistance marking your ballot?—A. Yes.

Q. Who assisted you?—A. I think Tom Lenahan.

Q. Did you ask Tom to assist you?—A. Yes, sir.

Q. Did you ask the board to allow him to go in and assist you?—A. Yes, sir.

Q. Which one did you ask?—A. I don't know.

Q. Did you tell him any reason?—A. No, sir.

Q. Did you tell the board the reason why?—A. No; I didn't say nothing; just I wanted somebody.

Q. And they said all right?—A. Yes, sir.

Q. Where do you live; street?—A. Grassy street.

By Mr. SICKLER:

Q. Can you read and write?—A. No, sir.

Q. You told the board you couldn't read and write and for that reason you wanted assistance?—A. I didn't say nothing at all about it.

JOHN J. McCORMICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. About three years.

Q. Continuously?—A. Yes, sir.

Q. The last three years?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 25, dated October 28, 1901, received of John J. McCormick \$2.10, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 31 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

DAVID M. LEWIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
- Q. Where were you born?—A. Old country.
- Q. Where?—A. Wales.
- Q. When?—A. 1874.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. What year did you come to the United States?—A. I couldn't tell you that.
- Q. How old were you?—A. No.
- Q. How long have you lived in the Second Ward of Olyphant?—A. About six years.
- Q. The last six years?—A. Yes, sir.
- Q. Continuously there all the time?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a naturalization paper?—A. No, sir.
- Q. Have you State or county tax receipt?—A. No, sir.
- Q. Never paid one?—A. No, sir.
- Q. Where do you live—what street?—A. I don't know; Delaware street, I guess.

By Mr. SICKLER:

- Q. Is your father a citizen of the United States?—A. Yes.
- Q. How old were you when he became a citizen?

Mr. GILROY. We object to that.

A. I don't know.

Mr. GILROY. We ask to have the cross-examination stricken out.

WILLIAM E. HENRY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 - Q. Where were you born?—A. Hawley, Wayne County, Pa.
 - Q. When?—A. 1858.
 - Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 - Q. Where did you vote?—A. Second Ward of Olyphant.
 - Q. How long have you lived in the Second Ward of Olyphant?—A. Ten years.
 - Q. The last ten years?—A. Yes, sir.
 - Q. Not away during the strike?—A. No, sir.
 - Q. Have you State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 74, dated November 16, 1901, received of William E. Henry, \$10.77, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$1.37, signed John O'Connor, collector.)
- Q. This is assessed on property?—A. Yes, sir.
 - Q. Is this property in your name?—A. Yes, sir.
 - Q. Did you receive any assistance marking your ballot?—A. No.
 - Q. Marked it yourself?—Yes, sir.
 - Q. Were you challenged?—A. No, sir.
 - Q. Were you in the booth alone?—A. Yes, sir.
 - Q. Did you file an affidavit?—A. No, sir.
 - Q. Did you swear in your vote?—A. No, sir.

WILLIAM McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
- Q. Where were you born?—A. Olyphant.
- Q. When?—A. 1881.
- Q. What date?—A. The 23d of February.
- Q. How old will you be the 23d of February coming?—A. 22 years.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Olyphant.
- Q. How long have you lived in the Third Ward of Olyphant?—A. Twenty-two years ago.
- Q. All your life?—A. Yes, sir.
- Q. What district do you live in, the First or the Second district?—A. The First district.

- Q. You lived there all the time?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Never been assessed?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you vote on age?—A. Yes, sir.
 Q. Is that the first election you voted?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you have a witness to swear you were 21 years old?—A. No, sir.
 Q. Did you sign your name to any paper, an affidavit?—A. I put it on the ballot.
 Q. You didn't put your name on the ballot?—A. No, sir; just the mark.
 Q. Where do you live?—A. Olyphant, Hudson street.

By Mr. SICKLER:

- Q. Were you registered?
 Mr. GILROY. We object to that; the registry is the best evidence.
 A. No, sir.
 Q. Did they have your name with the names of the voters when you went to vote?—
 A. No, sir.
 Q. Are you sure?—A. Yes, sir.

JOHN MOYLAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. How long have you lived in the Third Ward of Olyphant?—A. I lived there about nine years.
 Q. The last nine years continuously?—A. Yes, sir; four years the last time.
 Q. The last four years you lived there continuously?—A. Yes.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 105, dated November 15, 1902, received of John Moylan \$9.60 taxes for the year 1902, for the district of Olyphant, Third Ward, including a county tax of \$1.50, signed John O'Connor, collector.)
 Q. Did you pay this tax yourself?—A. Yes, sir.
 Q. This is the only receipt you have?—A. Yes, sir.
 Q. Paid it to the collector?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Where do you live down there?—A. Moosic street.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Did you during the year 1901 pay a State or county tax?—A. Yes; I have the tax receipts for twelve years.
 Q. You have paid your taxes for twelve years?—A. Yes, sir.
 Q. Do you remember about what time of the year you paid your taxes during 1901?—A. I think I generally paid it before the 15th of November, because I generally get the rebate off.
 Q. To whom did you pay that tax?—A. To the collector.
 Q. What was his name?—A. John O'Connor.
 Q. Where did you pay it?—A. At his office.

GEORGE HINES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1864.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. How long have you lived in the Third Ward of Olyphant?—A. Thirty-eight years.
 Q. The last thirty-eight years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Never lived out of the ward?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1159, dated July 25, 1901, received of George Hines \$11.71, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of \$1.55, signed John O'Connor, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JACOB JENKINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1893.
 Q. How long have you lived in the Second Ward of Olyphant?—A. The last seven years.
 Q. Continuously?—A. Yes, sir.
 Q. Where did you land, New York?—A. Yes, sir.
 Q. Where did you spend the first two years?—A. Up in Winton borough.
 Q. And then you moved down into the other borough?—A. Yes, sir; the 3d of December, 1895.
 Q. Been living there ever since?—A. Yes, sir.
 Q. Away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Jacob Jenkins, a native of England, dated the 18th of September, 1900, under the seal of the court, signed John Copeland, prothonotary.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 801, dated March 29, 1902, received of Jacob Jenkins \$3, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. That tax was paid by you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PATRICK A. HANNICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1854.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1865.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Since 1867 in the town, but the ward wasn't divided.
 Q. Have you been in the town ever since that time?—A. Yes, sir.

Q. Haven't been away?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Hannick, a native of Ireland, dated the 30th of September, 1879, signed Joshua Thomas, clerk. Certified from the records the 12th of September, 1898, signed Thomas P. Daniels, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 231, dated January 28, 1901, received of Patrick Hannick \$16.67, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of \$2.31, signed John O'Connor, collector.)

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. J. KELLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Honesdale, Pa.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. When I come to the borough there was no wards; since 1865 I have been in the Second Ward, what is the Second Ward, about thirty years.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 110, dated November 21, 1901, received of P. J. Kelly \$19.82, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$3.65, signed John O'Connor, collector.)

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. This tax was paid by you?—A. Yes, sir; it was sent by me.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN MORAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Massachusetts.

Q. When?—A. 1857.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. In the Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Four years.

Q. Continuously for four years?—A. Yes, sir.

Q. Wasn't away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. No, sir.

Q. Did you ever have one?—A. Yes, sir.

Q. When?—A. I ain't got none now.

Q. You haven't had one since you moved into Olyphant?—A. I am in Olyphant thirty years.

Q. You had one for the last four years?—A. No, sir.

Q. Where do you live?—A. Railroad street.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

Q. You haven't paid a tax in four years?—A. No, sir; I haven't.

FRANK KELLY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Second Ward.
- Q. Where were you born?—A. Olyphant.
- Q. When?—A. January 3, 1881.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward of Olyphant.
- Q. How long have you lived there?—A. Born there.
- Q. Lived there ever since?—A. Yes, sir.
- Q. Did you have a tax assessed to you?—A. No, sir.
- Q. You voted on age?—A. Yes, sir.
- Q. That was the first time you voted?—A. I voted twice; that was the first for that kind of an election; I voted at the spring election.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir; my father was there.
- Q. Did your board require an affidavit?—A. No, sir.
- Q. Neither of you signed a paper at that election?—A. I don't think so.
- Q. Where do you live?—A. Rose street.

By Mr. SICKLER:

- Q. I understand you to say you voted at the spring election, 1902?—A. Yes, sir.

MARTIN MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. Quite a spell ago.
- Q. How long ago?—A. About 65 years.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Olyphant.
- Q. How long have you lived in the Third Ward of Olyphant?—A. Thirty years.
- Q. How long in this county?—A. I come in 1847.
- Q. You have been thirty years in the Third Ward of Olyphant?—A. Yes, sir.
- Q. Continuously?—A. Yes, sir.
- Q. Have you naturalization papers with you?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Martin Murphy, a native of Ireland, dated the 6th of October, 1888, under the seal of the court, Thomas H. Dale, prothonotary.)
- Q. This is your paper?—A. Yes, sir.
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 367, dated February 6, 1902, received of Martin Murphy \$5.90, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 87 cents, signed John O'Connor, collector.)
- Q. Did you pay that tax yourself?—A. Yes, sir.
- Q. Nobody paid it for you?—A. No, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

JOHN KANE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. I didn't keep any track of it.
- Q. About how long ago?—A. Going on sixty years.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward of Olyphant.
- Q. When did you come to this country?—A. Forty-nine years ago.
- Q. How long have you lived in that ward?—A. About thirty-five years.
- Q. Continuously?—A. Yes, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Kane, dated the 29th of September, 1879, signed J. R. Thomas, clerk.)

Q. Is this the paper you received at that time?—A. Yes, sir.

Q. This paper was issued to you?—A. Yes, sir.

Q. You went to court for it?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 310, dated January 8, 1902, received of John Kane \$9.35, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$1.36, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. O'Connor.

Q. Do you remember when you paid this?—A. I didn't keep any track.

Q. Did you pay it on the date it is dated?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JENKIN JAMES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1852.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1870.

Q. How long have you lived in this Second Ward of Olyphant?—A. About thirty years, back and forth.

Q. When did you move down there the last time?—A. About two or three years ago.

Q. You have lived there two or three years continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Wayne County to Jenkin James, dated the 1st of October, 1880, under the seal of the court, signed Charles Menner, prothonotary.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 690, dated March 22, 1902, received of Jenkin James \$3.71, taxes for the year 1901 for the district of Blakely borough, including a county tax of 45 cents, signed David O. Phillips, collector.)

Q. Have you been in Olyphant two years?—A. Yes, sir.

Q. This tax is assessed in 1901?—A. I was assessed there.

Q. You were assessed in two places for 1901?—A. Yes; but I had it back from this place.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You went into the booth alone?—A. Yes, sir.

Q. You weren't challenged?—A. No, sir.

Q. Weren't sworn in?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES H. JAMES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Wales.

Q. When?—A. January 4, 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in the Second Ward of Olyphant?—A. Eight years.

Q. Continuously there for eight years?—A. Yes, sir.

Q. Have you naturalization paper?—A. No, sir.

- Q. Were you away during the strike?—A. No, sir.
 Q. Did you ever have naturalization paper?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. For a Congressman?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Where do you live, what street?—A. Susquehanna street, now; I moved.
 Q. When did you move?—A. After the election, just across the road.

COSTI COBAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1884.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Seventeen years.
 Q. The last seventeen years continuously?—A. Yes, sir.
 Q. Have you naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Costi Koban, dated the 27th of September, 1890.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1377, dated April 17, 1901, received of Costi Coban \$2.66, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. On that date?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You went into the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

GEORGE HUMPHREY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in the Second Ward of Olyphant?—A. All my life.
 Q. Never moved out?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1265, dated April 17, 1901, received of George Humphrey \$4.01, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Paid it to the collector?—A. Yes, sir; it was my money.
 Q. It was stopped?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

EDWARD BURKE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.

- Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, Olyphant, First district.
 Q. You lived there all the time?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Away during the strike?—A. Yes, sir.
 Q. Where?—A. Susquehanna County, Pa.
 Q. Working there?—A. No, sir.
 Q. Just on a visit?—A. Yes, sir.
 Q. How long a visit?—A. About four months.
 Q. Not working at all?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 225, dated November 29, 1901, received of Edward Burke \$5.83, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 91 cents, signed John C' Connor, collector.)
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

THOMAS BRENNEN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1860.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. What year did you come to the United States?—A. 1888.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. All the time.
 Q. Never been out to live?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Brennan, a native of England, dated the 7th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 136, dated November 25, 1901, received of Thomas Brennan \$8.49, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$1.32, signed John O'Connor, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

NICHOLAS CARLUCCI, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Third Ward.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1891.
 Q. Where did you land?—A. New York.
 Q. When did you come to Pennsylvania?—A. 1898.
 Q. How long have you lived in the Third Ward of Olyphant?—A. Five years.
 Q. Have you lived there ever since?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Nicholas Carlucci, dated the 13th of January, 1902.)

- Q. Is this your paper?—A. Yes, sir.
 Q. Got it yourself?—A. Yes, sir.
 Q. Went before the judge?—A. Yes, sir.
 Q. Did you tell him what Congress was?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Have you a tax receipt with you?—A. No, sir.
 Q. Where do you live?—A. Olyphant.
 Q. What street?—A. First street.

By Mr. SICKLER:

- Q. Did you say you paid a State or county tax during the year 1901?—A. Yes, sir.
 Q. About what time?—A. That was about Christmas, some time.
 Q. To whom did you pay it?—A. John Connors.
 Q. Where did you pay it?—A. At his office.

By Mr. GILROY:

- Q. If you paid it you got the receipt for it?—A. Yes; but I lost it.
 Q. Did you go to Mr. O'Connor and ask him for a receipt, a duplicate?—A. No, sir.
 Q. You were subpoenaed about five days ago to be here?—A. Yes.
 Q. How do you know you paid him county tax?—A. Well, I paid tax, and I think he put everything together.
 Q. You would not swear there was a county tax in it?—A. I think so.
 Q. Would you swear positively it contained a county tax?—A. I think so.
 Q. Are you positive of it, are you sure?—A. I think I am sure.
 Q. Are you sure?—A. No.
 Q. Did you pay a State tax?—A. I know they put in everything.
 Q. Did you pay a State tax at that time?—A. I don't know.
 Q. You don't know what you paid at that time?—A. I know I paid taxes.
 Q. Are you as positive you paid State tax as you are that you paid a county tax?—A. I believe that he put in everything.

By Mr. SICKLER:

- Q. The receipt was in the ordinary form?
 Mr. GILROY. We object to that.

FRANK CAVELIEER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1889.
 Q. How long have you lived in the Third Ward of Olyphant?—A. Ten years.
 Q. Is this your paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Frank Cavaleier, a native of Italy, dated the 13th of January, 1902, under the seal of the court, J. Copeland, prothonotary.)

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 118, dated November 10, 1900, received of Frank Cavaleier \$8.40, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of \$1.10, signed John O'Connor, collector.)

- Q. Did you pay this yourself?—A. Yes, sir.
 Q. You paid this on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Or your wife's name?—A. My name.
 Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN GILBOY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant, First district.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Olyphant, First district.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. About twenty-one years.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax?—A. Yes, sir.

(Witness produces tax receipt No. 103, dated November 29, 1901, received of John Gilboy \$2.14, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Were you in the booth alone?—A. Yes, sir.

DEMPO KRET, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where did you vote?—A. Second Ward.

Q. What place?—A. Lackawanna street.

Q. Did you vote at Billy Mahon's hotel?—A. Yes, sir.

Q. Where were you born?—A. Austria.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. Where do you live?—A. Olyphant.

Q. What street?—A. River street.

Q. How long have you lived in the ward?—A. Twelve years.

Q. You didn't vote twice that day?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

Q. What year did you come to the United States?—A. 1889.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 15th of September, 1902, under the seal of the court, signed J. Copeland, prothonotary.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 731, dated March 22, 1901, received of Dempo Kret \$2.66, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you mark your ballot yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN KEEGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant.

Q. Where were you born?—A. Wayne County, Pa.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Thirty-three years.

Q. The last thirty-three years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 140, dated December 17, 1900, received of John Keegan \$2.53, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of 35 cents, signed, John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ALEC MEEZIK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. I am 40 years next 6th of July.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Olyphant.

Q. What year did you come to the United States?—A. I forget.

Q. How many years ago?—A. Over ten years.

Q. How long have you lived in the Third Ward of Olyphant?—A. About ten years.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Alexander Mezik, dated the 21st of January, 1901, signed J. Copeland, prothonotary.)

Q. Did you get that yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 486, dated April 8, 1902, received of Alex. Meezik \$3.25, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 47 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you mark your ballot?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Nobody with you?—A. No, sir.

Q. Nobody challenged you?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

THOMAS KENNEDY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Carbondale Township, Pa.

Q. When?—A. December 23, 1851.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. Have you tax receipt?—A. Yes, sir.

Q. How long have you lived in the Second Ward of Olyphant?—A. About thirty-four years.

Q. Continuously?—A. Yes; I moved one year to Scranton.

Q. How long ago was that?—A. 1886.

Q. Since that time you have lived there continuously?—A. Yes.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 379, dated February 7, 1902; received of Thomas Kennedy \$12.10, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of \$1.77, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. It is assessed on real estate?—A. Yes, sir.

- Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. You were not challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

STEPHEN KUZMEAK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Old country.
 Q. Where?—A. Austria.
 Q. What time? How old?—A. Forty-one.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1884.
 Q. How long have you lived in the Second Ward of Olyphant?—A. I think seventeen years.
 Q. All the time?—A. No; Schuylkill County first, and come back to Olyphant.
 Q. How long have you lived here the last time?—A. I first come to Schuylkill County, and then I stayed one year and eight months, and then I come to Olyphant.
 Q. All the time?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Stephen Kuzmak, dated the 26th of January, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You went down to court for this yourself?—A. Yes, sir.
 Q. Got it yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1509, dated May 7, 1901; received of Stephen Kuzmeak \$2.66, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 33 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK HEALEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. How long have you lived in the First district of the Third Ward of Olyphant?—A. Six years.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. You lived there continuously for six years?—A. Yes, sir.
 (Witness produces tax receipt No. 1281, dated October 15, 1901, received of Patrick Healy \$10.41, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of \$1.38, signed John O'Connor, collector.)
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. We never had it recorded.
 Q. Is the deed in your name?—A. Yes, sir.
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JAMES McHALE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Ireland.

- Q. When?—A. 1854.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to this country?—A. 1864.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Since 1864.
 Q. Continuously?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to James McHale, dated the 6th of October, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. This paper you got yourself?—A. Yes, sir.
 Q. You went to court for it?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 212, dated January 8, 1901, received of James McHale \$27.68, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of \$3.84, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. The real estate in your name?—A. It is in my name.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

M. T. LLOYD, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Second Ward.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in the Second Ward of Olyphant?—A. About ten years.
 Q. Continuously?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William T. Lloyd, a native of Wales, dated the 13th of September, 1896.)
 Q. This is your paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 662, dated March 22, 1901, received of M. T. Lloyd \$4.01, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Do you remember when you paid that tax?—A. March.
 Q. What year?—A. 1901.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

SAMUEL MORRIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1880.
 Q. What date?—A. The 16th of April.
 Q. How old were you the 16th of April, 1902?—A. Twenty-one.
 Q. That is last April?—A. Yes, sir.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Weren't you 22? You were born the 10th of April, 1880?—A. Yes, sir.

Q. You will be 23 next April?—A. Yes, sir.

Q. Where did you cast your ballot?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant—all your life?—A. Yes, sir.

Q. Never out of it?—A. Yes, sir.

Q. Did you ever pay a State or county tax?—A. No, sir.

Q. Did you ever have one assessed to you?—A. No, sir.

Q. You voted for Congressman at that election?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Where do you live—What street?—A. Railroad street.

By Mr. SICKLER:

Q. Did you vote at the last spring election?

Mr. GILROY. We object to that as not cross-examination.

Q. Were you old enough to vote last spring election?—A. Yes, sir.

Q. You were 22 last April?—A. Yes; 23 this April.

WILLIAM NOVAYOOSKY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1884.

Q. How long have you lived in the Second Ward of Olyphant?—A. Fifteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to William Novayovsky, dated the 8th of October, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. You received that paper yourself?—A. Yes, sir.

Q. Appeared before one of the judges?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 251, dated December 7, 1901, received of William Novayovsky \$3.05, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 47 cents, signed John O'Connor, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. To whom?—A. O'Connor.

Q. When?—A. Year before last.

Q. On the date of the receipt?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you mark anybody else's ballot?—A. No, sir.

Q. You were in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

KANE MAHONEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1850.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1888.

Q. How long have you lived in the Second Ward of Olyphant?—A. Twelve months last July.

Q. You have been living there ever since?—A. Yes, sir.

- Q. Living there now?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 Q. Have you it with you?—A. No, sir.
 Q. Have you State or county tax receipt with you?—A. Yes, sir.
 (Witness produces duplicate tax receipt, No. 1741, dated as received of Kane Mahoney \$2.55, dated the 16th of March, 1901, including a county tax of 38 cents, signed Joseph Kowser, collector.)
 Q. This tax was paid in Nanticoke before you moved up?—A. Yes, sir.
 Q. Where do you live?—A. Railroad street.

By Mr. SICKLER:

- Q. What was the name on your subpoena?—A. Mahoney.

WILLIAM MERMACK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Second Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1863.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Since 1885.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to William Mermack, a native of Hungary, dated the 6th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. You got this paper yourself?—A. Yes, sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 194, dated March 12, 1901, received of William Mermack \$4.01, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Paid it to Mr. O'Connor?—A. Yes, sir.
 Q. When did you pay it?—A. On the 12th of March, 1901.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

THOMAS MESSITT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Born there.
 Q. Never moved out of it?—A. No, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 409, dated February 24, 1902, received of Thomas Messitt, \$2.25 taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN MULDERIG, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant, First district.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. What year did you come to the United States?—A. 1876.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. May, 1891.
 Q. About eleven years?—A. No; 1901.
 Q. You were there May, 1901?—A. Yes, sir.
 Q. You were there about a year and a half before this election?—A. Yes, sir.
 Q. Did you move out of the ward since May, 1901?—A. No, sir.
 Q. Have you naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to John Mulderig, a native of Ireland, dated the 4th of October, 1882, signed W. G. Daniels, clerk.)
 Q. You received this paper yourself?—A. Yes, sir.
 Q. It was given to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1116, dated April 17, 1901, received of John Mulderig \$2.66, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Received it yourself?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.

EDWARD McDONNELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Second Ward now; I lived in the Third Ward about three months ago.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. About fifty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. When did you move out of the Third Ward?—A. Three months ago.
 Q. What date was that?—A. I ain't got the date.
 Q. Before or after the election?—A. After.
 Q. How long after the election did you move?—A. It is three months ago.
 Q. You moved about a week after the election?—A. About that.
 Q. You are sure it was after the election?—A. Yes, sir.
 Q. How long have you lived in that ward previous to the election?—A. About eighteen years.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1372, dated December 18, 1902, received of Edward McDonnell \$19.12, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$2.38, signed John O'Connor, collector.)
 Q. This is the only tax receipt you have with you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. This tax is assessed on real estate?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. What street do you live on?—A. I live in the Second Ward, Lackawanna street.

By Mr. SICKLER:

- Q. Did you pay a tax during the year 1901?—A. Yes; this is 1901.
 Q. Did you pay a tax in that year?—A. Yes; 1900.

- Q. You paid 1900 tax in the year 1901?—A. Yes, sir.
 Q. About when?—A. I couldn't exactly tell; the receipt will tell.
 Q. To whom did you pay it?—A. O'Connor.
 Q. Where did you pay it?—A. O'Connor's office.

ANDREW CHOMA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Third Ward, First district.
 Q. Where were you born?—A. Austria.
 Q. When?—A. About thirty-eight years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district of Olyphant.
 Q. What year did you come to the United States?—A. I am eighteen years in this country.
 Q. How long have you lived in the Third Ward of Olyphant?—A. Three years.
 Q. Haven't been away?—A. No, sir.
 Q. Have you naturalization papers?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Andrew Choma, a native of Austria, dated the 13th of January, 1902, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. Did you go down for this yourself?—A. Yes, sir.
 Q. Have you got your tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 1383, dated April 17, 1901, received of Andrew Choma \$2.66, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of 35 cents, signed John O'Connor, collector.)
 Q. Paid this yourself?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Anybody stop you?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WASZEL NAGLOWSKIE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant.
 Q. What year did you come to this country?—A. 1894.
 Q. How many years have you been here?—A. Over ten years.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Waszel Naglowski, dated the — of September, 1896, under the seal of the court, J. H. Thomas, clerk.)
 Q. Did you go to court for this?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1073, dated March 29, 1902, received of Aleck Naglowski \$2.75, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM DOYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district of Olyphant.
 Q. Where were you born?—A. In this county.
 Q. When?—A. 1846.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Twenty-two years.

Q. The last twenty-two years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you paid a tax?—A. Yes, sir.

(Witness produces tax receipt No. 1150, dated August 26, 1901, received of William Doyle \$11.70, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of \$1.54, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. That is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

FRANK DONNELLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote—Third Ward, First district, of Olyphant?—A. Yes, sir.

Q. When did you come to the United States?—A. 1885.

Q. What month?—A. The 22d of September.

Q. How long have you lived in that ward?—A. Eighteen years.

Q. Continuously?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 27th of September, 1890, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You got that paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 418, dated November 11, 1901, received of Frank Donnelly \$11.71, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of \$1.50, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. It is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JAMES ALLEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, Olyphant, First district.

Q. Where were you born?—A. England.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. What year did you come to the United States?—A. 1885?

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. The whole time.

Q. Have you moved out of the ward?—A. I was in the Second Ward about twelve years ago.

Q. You lived twelve years in that district continuously?—A. Yes.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Allen, a native of England, dated the 23d of February, 1893, under the seal of the court, signed J. H. Thomas, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 55, dated November 13, 1901; received of James

Allen \$2.25, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

- Q. You paid this yourself?—A. Yes, sir.
- Q. To Mr. O'Connor?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Weren't challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

THOMAS ASTON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
- Q. Where were you born?—A. Wales.
- Q. When?—A. 1861.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—Third Ward, First district, of Olyphant.
- Q. What year did you come to the United States?—A. 1884.
- Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. I lived in Olyphant eleven years.
- Q. How long in this ward and district?—A. I am in this ward about two years and six months.
- Q. The last two years and six months continuously?—A. Yes, sir.
- Q. Have you a naturalization paper with you?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Thomas Aston, a native of Wales, dated the 17th of May, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
- Q. This is your paper?—A. Yes, sir.
- Q. Were you in court for it?—A. Yes, sir.
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 703, dated February 21, 1902; received of Thomas Aston \$3.62, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
- Q. You paid this yourself?—A. Yes, sir.
- Q. To Mr. O'Connor?—A. Yes, sir.
- Q. Put it in his hand?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Remained there alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.

EDWARD FLYNN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1842.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Third Ward, First district, of Olyphant.
- Q. What year did you come to the United States?—A. 1862.
- Q. How long have you lived in the First district of the Third Ward of Olyphant?—A. Thirty-five years.
- Q. Continuously for thirty-five years?—A. Yes, sir.
- Q. Have you naturalization papers with you?—A. No, sir.
- Q. Have you State or county tax receipt?—A. No, sir.
- Q. What street do you live on?—A. Delaware street.

By Mr. SICKLER:

- Q. When did you pay your taxes last?—A. It is about two years ago.
- Q. That would be the spring of 1901?—A. I wouldn't be sure whether it was 1901 or 1900.
- Q. You paid one since then?—A. No, sir; I didn't pay any since then.

ANDREW HORWAT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Austria.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir.

Q. These are your naturalization papers?—A. Yes, sir:

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Andrew Horwat, dated the 10th of November, 1902, signed John Copeland, prothonotary.)

Q. You didn't vote?—A. No, sir.

Q. What street do you live on?—A. Ferris street.

By Mr. SICKLER:

Q. Where were you on election day?—A. I ain't got papers until after that.

JOHN HANYAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. What year did you come to the United States?—A. 1891.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Four years.

Q. The last four years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Hanyak, a native of Austria, dated the 9th of January, 1899, under the seal of the court, signed Thomas D. Daniels, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 95, dated November 17, 1901; received of John Hanyak \$24, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$2.76, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. When?—A. When the receipt is.

Q. Did you pay it on that date?—A. Yes, sir.

Q. Do you own property?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

PATRICK HARNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Luzerne County.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. How long have you lived in the First district of the Third Ward of Olyphant?—A. Two years last—next April.

Q. You were at least two months in that ward prior to that election?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1032, dated March 29, 1902; received of Patrick

Harney \$2.75, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

VINCENT HOLZDA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Third Ward, First district.

Q. Where were you born?—A. Austria.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district of Olyphant.

Q. What year did you come to the United States?—A. 1882.

Q. How long have you lived in the Third Ward, First district of Olyphant?—A. Two years.

Q. The last two years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Verzl Holzda, a native of Germany, dated the 7th of October, 1892, under the seal of the court, signed C. E. Pryor, proty.)

Q. That is your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 699, dated February 21, 1902, received of Vincent Holzda \$3.62, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Was it stopped?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Nobody challenged you?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. F. McHALE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district of Olyphant.

Q. How long have you lived in the Third Ward, First district of Olyphant?—A. Fourteen months.

Q. How long prior to this election?—A. One year.

Q. Continuously one year?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt 497, dated April 15, 1902, received of P. F. McHale, \$2.30, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Paid it to Mr. McDonnell?—A. Yes, sir.

Q. When did you pay it?—A. The date of the receipt.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you in booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN MATHAUSKIE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1869.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district of Olyphant.
 Q. When did you come to the United States?—A. 1891.
 Q. How long have you lived in the Third Ward, First district of Olyphant?—A. Always lived there.
 Q. Came there right away?—A. Yes; landed in New York and the next day I was here.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to John Mathauskie, dated the 13th of January, 1902, under the seal of the court, signed John Copeland, proty.)
 Q. You got this yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 350, dated November 11, 1901, received of John Mathauskie \$2.66, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of 35 cents, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

STEVE MORANKO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district of Olyphant.
 Q. What year did you come to the United States?—A. 1893.
 Q. How long have you lived in the Third Ward, First district of Olyphant?—A. Ten years in Olyphant; I moved from the Second Ward to the Third last July.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Steve Moranko, a native of Austria, dated the 20th of September, 1900, under the seal of the court, signed John Copeland, proty.)
 Q. Is this your paper?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 1233, dated August 16, 1901, received of Steve Moranko \$2.79, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. With your own money?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you mark your own ballot?—A. No, sir.
 Q. Anybody with you?—A. No, sir.
 Q. Anybody challenge you?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

HARI HAORI, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1862.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1882.

Q. How long have you lived in the Second Ward of Olyphant?—A. Seventeen years.

Q. In the same ward?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Hara Hoari, a native of Austria, dated the 5th of October, 188—, under the seal of the court, signed Thomas H. Dale, proty.)

Q. This is your paper?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Have you got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 343, dated January 15, 1902; received of Hari Hararwalchat \$13.21, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$1.81, signed John O'Connor, collector.)

Q. You marked your ballot yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

CHARLES LEUSLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Carbondale.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the Second Ward of Olyphant?—A. Since 1896.

Q. Weren't away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1375, dated March 31, 1902, received of Charles Leusley \$2.75, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; it was paid in the office.

Q. Your money paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. You weren't challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

KONSTANTI SZYBSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district of Olyphant.

Q. What year did you come to the United States?—A. I think it was in 1885.

Q. How long have you lived in the First district of the Third Ward of Olyphant?—A. Six years.

Q. All the time for six years?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter ses-

sions of Lackawanna County to Konstanti Szybki, a native of Austria, dated the 6th of November, 1891, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Is that your paper?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 976, dated November 29, 1902; received of Konstanti Szybki \$2.75, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. This is the only tax receipt you have with you?—A. Yes, sir.

Q. Where do you live?—A. Susquehanna street.

By Mr. SICKLER:

Q. Did you during the year 1901 pay a State or county tax?—A. Yes; I have the receipt home.

Q. Where did you pay it?—A. I can't tell you.

Q. What time of the year?—A. I can't tell you.

Q. To whom did you pay it?—A. To the collector, Hoban.

Q. Where did you pay it?—A. In Olyphant.

Q. Did you pay it at his office?—A. Yes, sir.

By Mr. GILROY:

Q. You have the receipt at home?—A. Yes, sir.

Q. Hoban wasn't collector last year?—A. No, sir.

Q. The year before last?—A. No, sir.

Q. O'Connor has been collecting for three years?—A. Yes, sir.

Q. You paid Hoban over two years ago?—A. Yes, sir.

By Mr. SICKLER:

Q. Did you pay 1901?—A. 1901, I can't tell you; I think Hoban.

SIMON MEATRINKO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in the Second Ward of Olyphant?—A. Ten years.

Q. All the time?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Simon Metrisko, a native of Austria, dated the 18th of September, 1896, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 770, dated March 21, 1901; received of Simon Metrisko \$4.01, taxes for the year 1900, for the district of Olyphant, Second Ward, including a county tax of 53 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you mark your ballot yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Y. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOSEPH CROBILYAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1884.

Q. How long have you lived in the Second Ward of Olyphant?—A. Fifteen years.

Q. The last fifteen years?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Crobilyak, a native of Austria, dated the 6th of June, 1884, under the seal of the court, signed J. H. Thomas, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Did you go to court for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 270, dated December 17, 1901, received of Joseph Crobilyak \$10.18, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of \$1.50, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

MARTIN KOWALCHAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant.

Q. What street?—A. River street.

Q. Where were you born?—A. Austria.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. The 16th of March, 1883.

Q. How long have you lived in the Second Ward of Olyphant?—A. All the time.

Q. Never moved out?—A. No, sir.

Q. Got a naturalization paper with you?—A. No, sir.

Q. Have you a tax receipt?—A. I have it at home.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

MIKE NESTOR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. I can't tell you.

Q. How many years ago?—A. About thirty-seven years.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. In the Third Ward of Olyphant, First district.

Q. What year did you come to the United States?—A. Fourteen years ago.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. All the time.

Q. Didn't move away?—A. No, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Mike Nestor, a native of Austria, dated the 13th of January, 1902, under the seal of the court, signed J. Copeland, prothonotary.)

Q. That is your paper?—A. Yes, sir.

Q. You went to court for it?—A. Yes, sir.

Q. Have you a tax receipt with you?—No, sir.

Q. What street do you live on?—A. Grassy Island street.

Q. Did you file an affidavit?—A. No, sir.

Q. Swear in your vote?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

By Mr. SICKLER:

Q. When did you pay that tax?—A. 1901.

Q. To whom?—A. John O'Connor.

Q. What time of the year?—A. I can't tell you.

Q. You paid it at his office?—A. Yes, sir.

Q. Was a county tax included?—A. Yes, sir.

JOSEPH RIBOR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1864, the 22d of February.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. The 15th of March, 1882.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Ribor, a native of Austria, dated the 6th of October, 1902, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. You got that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You have a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1240, dated April 17, 1901, received of Joseph Ribor \$4.01, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Where do you live?—A. Olyphant, Jones street.

By Mr. SICKLER:

Q. This is not a duplicate naturalization certificate?—A. That is the first paper.

Q. That was the first time you voted?—A. Yes, sir.

ELIX KARETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. I don't know.

Q. How many years ago?—A. Twenty-five years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. I don't know.

Q. How long ago?—A. Eight years.

Q. How long have you lived in Olyphant?—A. Eight years.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Elix Karett, a native of Austria, dated the 15th of September, 1902, signed J. Copeland, prothonotary.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 416, dated February 26, 1902, received of Elix Karett \$2.36, taxes for the year 1901, for the district of Olyphant, Second Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Anybody mark your ballot for you?—A. No, sir.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the little place alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Anybody ask to see your paper?—A. No, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. What did they swear you for?—A. Didn't swear me.

MIKE SIMONIAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1884.

Q. How long have you lived in the Second Ward of Olyphant?—A. About a year ago next month.

Q. Lived there all the time?—A. Yes, sir; lived in Blakely before.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the circuit court of the United States for the western district of Pennsylvania, in the city of Scranton, dated the 3d day of May, 1897, before Joseph Buffington, judge, to Michael Siminiak, a native of Austria.)

Q. This is your paper?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Got a tax receipt with you?—A. Yes, sir.

(Witness produces tax receipt No. 30, dated September 3, 1901, received of Michael Siminiak \$23.01, taxes for the year 1901 for the district of Blakely, Third Ward, including a county tax of \$3.23, signed David C. Phillips, collector.)

Q. You have property in Blakely?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. In the booth alone?—A. Yes, sir.

DAVID V. MORRIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Second Ward.

Q. Where were you born?—A. South Wales.

Q. When?—A. Thirty-five years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. Fifteen years ago.

Q. How long have you lived in the Second Ward of Olyphant?—A. Fourteen years.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to David Morris, a native of Wales, dated the 14th of January, 1901, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 715, dated February 21, 1902, received of David Morris \$3.62, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN ALLEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. The 6th of November, 1880.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First district, Third Ward, Olyphant.

Q. How old were you the 6th of November, 1902?—A. In two days I would be 22 years old.

- Q. What year did you come to this country?—A. 1888.
 Q. How long have you lived in this First district of the Third Ward of Olyphant?—
 A. Since we arrived.
 Q. Were you away during the strike?—A. No, sir.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Have you naturalization paper?—A. No, sir.
 Q. Have you State or county tax receipt?—A. No, sir.
 Q. Did you ever pay a tax?—A. No, sir.
 Q. Never had one assessed to you?—A. No, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. What street do you live on?—A. I don't exactly know; School street, I think.
 Q. Near what building?—A. John O'Connor's hotel.
 Q. The tax collector?—A. Yes, sir.

By Mr. SICKLER:

- Q. Is your father a citizen of the United States?—A. No, sir.

JOHN BURKE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, First district of the Third Ward.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. Thirty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. No, sir; I didn't vote in three years.
 Q. Is there anybody in that ward by the name of John Burke besides yourself?—
 A. No, sir.
 Q. How long have you lived in the ward?—A. Going on two years.
 Q. You are pretty well acquainted with everybody in the ward?—A. Yes, sir; there is an Eddie Burke; there is no other John Burke in that ward.
 Q. You have no tax receipt?—A. No, sir.
 Q. What street do you live on?—A. Ferritt street.
 Q. Where were you on election day?—A. Working.
 Q. Where?—A. Eddy Creek.

Now, February 10, 1903, at 12 o'clock noon, hearing is adjourned until 1 o'clock p. m. same day.

Now, February 10, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

STEVE FRENSCHKO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. I couldn't tell you.
 Q. How old are you?—A. 30 years.
 Q. When did you come to this country?—A. Twelve or thirteen years ago.
 Q. How long have you lived down there in the Third Ward, First district, of Olyphant?—A. About nine years.
 Q. Eight where you are living now?—A. I live where I live now for six years.
 Q. Been living there since?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Steve Frenschko, a native of Austria, dated the 10th of September, 1897, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. This is your paper?—A. Yes, sir.
 Q. Did you go to court to get it?—A. Yes, sir.
 Q. They gave you this?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 303, dated November 15, 1901; received of Steve Frenschko \$10.90, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of \$1.38, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Paid to whom?—A. Mr. O'Connor, the collector.
 Q. Did you pay this on property?—A. Yes, sir.

- Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you go into the little place yourself?—A. Yes, sir.
 Q. Did anybody challenge you?—A. No, sir.
 Q. Did anybody say you had no right to vote?—A. No, sir.
 Q. Did they swear you in?—A. No.
 Q. Did you file an affidavit?—A. No, sir.
 Q. You didn't sign your name to a paper?—A. No, sir.

JOHN MURRAY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Second Ward.
 Q. Where were you born?—A. New Jersey.
 Q. When?—A. August 8, 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Olyphant.
 Q. How long have you lived in Pennsylvania?—A. When I was 9 months old we came here.
 Q. How long have you lived in the Second Ward of Olyphant?—A. Thirty-three years.
 Q. Continuously?—A. Yes, sir.
 Q. You are constable of the Second Ward of Olyphant?—A. Yes.
 Q. Have you State and county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1435, dated October 10, 1902; received of John Murray \$2.66, taxes for the year 1900 for the district of Olyphant, Second Ward, including a county tax of 35 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Paid it on the date of this receipt?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you assist anyone else?—A. No, sir.
 Q. You didn't swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WALLACE SIMMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Dickson City, Second Ward.
 Q. Where were you born?—A. England.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward of Dickson City.
 Q. What year did you come to the United States?—A. 1882, on the 12th of August.
 Q. How long have you lived in the Second Ward of Dickson City?—A. In the First Ward two years and in the Second Ward nearly eighteen years.
 Q. Been there continuously for eighteen years?—A. Yes, sir.
 Q. Have you naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Simms, dated the 4th of October, 1890.)
 Q. This is your paper?—A. Yes, sir.
 Q. You received this yourself?—A. Yes, sir.
 Q. You appeared in court for it?—A. Yes, sir; before Judge Gunster, who was on the bench.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 115, dated September 24, 1901; received of Wallace Simms \$13.71, taxes for the year 1901 for the district of Dickson City, Second Ward, including a county tax of \$2.48, signed Theo. H. Weiland, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. Theodore Weiland.
 Q. Do you remember when?—A. I guess I paid it on that date.
 Q. Did you pay it on that date?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes; well, it is in mine and my brother's name.

Q. How do you hold it?—A. Between us; he is a taxpayer the same as I have; he pays half.

Q. Half is assessed to you and half to him?—A. Yes, sir.

Q. You hold it jointly?—A. Yes, sir.

Q. The deed is to both?—A. Yes; and then we divide our assessment and the taxes.

Q. You own one-half of it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM D. JOHNS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. What year did you come to the United States?—A. 1892.

Q. How long have you lived in the Second Ward of Olyphant?—A. I have been there all the time outside of about four years, or four and a half years.

Q. How long have you lived there the last time?—A. About three years the last time; I was out West a while.

Q. When were you out West?—A. I have been back about three years.

Q. You lived there at least two months before this election, in that ward?—A. Yes, sir.

Q. Have you naturalization paper?—A. No, sir; I lost them.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 575, dated February 21, 1902, received of William D. Johns \$3.57, taxes for the year 1901 for the district of Olyphant, Second Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. O'Connor?—A. Yes, sir.

Q. Do you remember when it was paid?—A. On that date, I suppose.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. What street do you live on in Olyphant?—A. Susquehanna street.

Now, February 10, 1903, p. m., hearing is adjourned until February 11, 1903, at 9 o'clock a. m., same place.

Now, February 11, 1903, at 9 o'clock, a. m., pursuant to the last adjournment, hearing of evidence on the part of contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

FRANK McLAUGHLIN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. The 13th of July, 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. All my life.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1512, dated May 10, 1901, received of Frank McLaughlin \$2.66, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. This tax was assessed in your name?—A. Yes, sir.

Q. And paid by you to Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you assist anyone else?—A. No, sir.

Q. Were you sworn?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

W. L. KELLY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Second Ward of Olyphant.

Q. When?—A. December 9, 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years next April.

Q. Were you away during the strike?—A. No, sir.

Q. Haven't left the ward in three years prior to this election?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 398, dated February 17, 1902, received of W. L. Kelly \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. This is assessed to you?—A. Yes, sir.

Q. Paid by you?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. When was it paid?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES LAWLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When were you born?—A. February 9, 1879.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. All my life.

Q. Never out of the ward?—A. No, sir.

Q. Have you State and county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 357, dated December 20, 1901, received of James Lawler \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Was this tax assessed in your name?—A. Yes, sir.

Q. You paid it yourself?—A. Yes, sir.

Q. To whom?—A. John O'Connor.

Q. Do you remember the date?—A. The same date as the receipt.

Q. Were you challenged?—A. No, sir.

Q. Were you sworn in?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

WILLIAM LAWLER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. August 7, 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Always.

Q. Have you ever moved out of the ward?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 356, dated December 20, 1901, received of William Lawler \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; my pay paid it.

Q. Your money paid it?—A. Yes, sir.

Q. This tax was assessed in your name?—A. Yes, sir.

Q. Paid when?—A. The same date.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

WILLIAM BELSH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1856; October 12.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1882.

Q. Came immediately to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Five years.

Q. The last five years?—A. Yes, sir.

Q. You haven't moved from the ward in five years?—A. Yes.

Q. You have lived there continuously for five years?—A. Yes.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Belsh, a native of England, dated the 4th of October, 1894 under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 35, dated November 4, 1901, received of William Belsh \$14.46, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$2.26, signed John O'Connor, collector.)

Q. This tax was assessed to you?—A. Yes, sir.

Q. Paid by you?—A. Yes, sir.

Q. To whom did you pay it?—A. Mr. O'Connor.

Q. It is assessed on real estate?—A. Yes, sir.

Q. In the Fourth Ward of Olyphant?—A. Yes, sir.

Q. Is the title to the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Wasn't sworn?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

THOMAS B. LLOYD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1886.

Q. When did you come to Pennsylvania?—A. Right away.

Q. Landed in New York?—A. Yes, sir.

Q. Came immediately to Pennsylvania?—A. Yes, sir.

Q. Been in Pennsylvania since 1886?—A. Yes, sir.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. About eleven years.

Q. The last eleven years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Haven't moved away and been away?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Thomas P. Lloyd, a native of Wales, dated 2d of October, 1891.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 157, dated November 27, 1901, received of Thomas P. Lloyd \$16.58, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$2.58, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Paid it to Mr. O'Connor?—A. Yes, sir.

Q. Do you remember when?—A. The date is there.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You were not sworn?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Weren't challenged?—A. No, sir.

THOMAS BELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. When did you come to the United States?—A. 1886.

Q. When did you come to Pennsylvania?—A. Right straight.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Four years.

Q. The last four years?—A. Yes, sir.

Q. Continuously for four years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. Cambria County, Pa.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. I went there August, I think.

Q. When did you return?—A. I returned about a week before the strike was over.

Q. That was the latter part of October, 1902?—A. Yes, sir.

Q. Have you naturalization certificate?—A. I have my father's.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 339, dated January 24, 1902, received of Thomas Bell \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Is it assessed in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit before your vote was accepted?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Where do you live?—A. Fourth Ward, Olyphant.

Q. What street?—A. Hill street.

By Mr. SICKLER:

Q. Did you intend to make it your home in Cambria County?—A. No, sir.

Q. You went there for temporary employment?—A. Yes, sir.

PETER BOLLARD, called and sworn,

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Jessup.

Q. When?—A. 1880.

Q. What date?—A. The 15th of March.

Q. How old were you the 15th of March, 1902?—A. Twenty-two.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years the 4th of March.

Q. The coming 4th of March?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1370, dated November 31, 1902, received of Peter Bollard \$2.75, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Do you remember when you paid this tax?—A. On the date there.

Q. There is a question about this date. You don't remember when?—A. No, sir.

Q. You don't remember the month it was in?—A. No, sir.

Q. You paid it to the collector?—A. Yes, sir.

Q. You received a notice that tax was due?—A. No, sir.

Q. This is the first tax you ever paid?—A. Yes, sir.

Q. This is the first one ever was assessed to you?—A. Yes, sir.

Q. Don't you remember the circumstances in connection with the first tax you ever paid?—A. No, sir.

Q. Was it after the election?—A. No, sir; before.

Q. How long before the election did you pay it?—A. I don't know.

Q. It was quite a while before?—A. Yes; about four months.

Q. It is either March or November?—A. It was March.

Q. You are positive you paid it in March?—A. Yes; I suppose it was in March.

Q. Did you have any assistance marking your ballot?—A. Yes, sir.

Q. Is that the first vote you ever cast?—A. Yes, sir.

Q. You paid a tax once before you voted?—A. Yes, sir.

Q. Who assisted you marking your ballot?—A. James McAndrew.

Q. You read and write some?—A. A little.

Q. What reason did you give for asking assistance?—A. Because I didn't understand the ballot.

Q. Did you ask James McAndrew to go in with you?—A. Yes, sir.

Q. Did you ask the board to allow him to go in?—A. Yes, sir.

Q. Did they ask you why you wanted him?—A. Yes, sir.

Q. Did you ask the board?—A. Yes, sir.

Q. What did you tell them?—A. I didn't know how to mark it myself.

Q. You read and write some?—A. Yes; very little.

Q. Who marked the ballot when you went in?—A. James McAndrew.

Q. Did he mark it or you?—A. I marked it; he showed me.

Q. If he had showed you on the outside on a specimen ballot, couldn't you then have gone into the booth and marked it without anybody being with you?—A. Yes, sir.

Q. Where do you live?—A. Fourth Ward, Olyphant.

Q. What street?—A. Electric street.

By Mr. SICKLER:

Q. You say you can't read and write but a little?—A. Yes, sir.

JAMES J. DIXON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1878.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. All my life.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Rochester, N. Y.

Q. What were you doing there?—A. Working.

Q. When did you go there?—A. July.

Q. When did you return?—A. October.

Q. What time in October?—A. About the 20th, I think.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 510, dated April 24, 1902, received of James J. Dixon \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. Was this assessed in your name?—A. Yes, sir.

Q. Was it paid by you?—A. Yes, sir.

Q. Is this your receipt?—A. Yes, sir.

- Q. Do you remember when you paid it?—A. No, sir.
 Q. Can you from the receipt tell us what date you paid it on?—A. April 24, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Mark your own ballot?—A. Yes, sir.
 Q. Swear in your vote?—A. Yes, sir.
 Q. Were you challenged?—A. I wasn't registered.
 Q. And they challenged you, or the board required you to swear in your vote?—
 A. Yes; the board required me to swear in my vote.
 Q. For residence?—A. Because I wasn't registered.
 Q. Did they qualify you?—A. Yes, sir.

By Mr. SICKLER:

- Q. You didn't intend to remain in New York when you went there?—A. No, sir.
 Q. You intended to return?—A. Yes, sir.

THOMAS W. JONES, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. How many years ago?—A. I couldn't remember; over sixty.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. I couldn't tell you.
 Q. How many years ago?—A. Twenty-two years.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. About fourteen years.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas W. Jones, dated the 2d of October, 1891, under the seal of the court.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 234, dated February 9, 1901, received of Thomas W. Jones \$14.65, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of \$1.89, signed John O'Connor, collector.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Paid this yourself?—A. Yes, sir.
 Q. Did you have any assistance marking your ballot?—A. Yes, sir.
 Q. Who assisted you?—A. I think it was William Mosely.
 Q. What reason did you give for assistance; did you ask the board?—A. Because I couldn't see.
 Q. Don't you use specs?—A. Yes; once in a while.
 Q. How far do you live from the polling place?—A. About a half of a mile.
 Q. What time did you vote that day?—A. In the afternoon.
 Q. Did the board ask you what reason you had for asking somebody?—A. Yes; but I told them I couldn't see.
 Q. You could see if you had your glasses?—A. Yes, sir.
 Q. You have free use of your eyes?—A. Yes, sir.
 Q. You use your hands?—A. Yes, sir.

By Mr. SICKLER:

- Q. They had no light there that day?—A. No.

SAMUEL HILL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1863—the 24th of August.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Five years.
 Q. The last five years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.

- Q. Were you away during the strike?—A. I was away the fore part.
 Q. Where were you?—A. Fayette County, Pa.
 Q. You were back when?—A. I come back the 1st of August.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to Samuel Hill, dated the 1st of February, 1895.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1473, dated May 1, 1901, received of Samuel Hill \$2.66, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)
 Q. This is your tax receipt?—A. Yes, sir.
 Q. Was this tax assessed in your name?—A. Yes, sir.
 Q. Paid by you?—A. Yes, sir.
 Q. To whom?—A. Mr. John O'Connor.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Remained there alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. For what reason?—A. I went in and they give my name.
 Q. Well, then, you were not sworn?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ROBERT GILL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. When did you come to the United States?—A. 1886.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. About a year.
 Q. When did you move into the Fourth Ward of Olyphant?—A. Last year—the beginning of last year.
 Q. In April?—A. I don't know what month it was.
 Q. About a year ago?—A. Yes, sir.
 Q. You lived there continuously in that ward up to the present?—A. Yes, sir.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where were you?—A. New York State.
 Q. Working there?—A. Yes, sir.
 Q. When did you go there?—A. June.
 Q. When did you return?—A. July.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. What street do you live on?—A. Borough street.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1240, dated March 31, 1902, received of Robert Gill \$2.75, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Was it stopped on you?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. Was it paid with your consent?—A. Yes, sir.
 Q. You authorized the company to pay it for you?—A. They didn't ask me.
 Q. You could pay it yourself?—A. Maybe I could.
 Q. Wouldn't you prefer to pay it yourself?—A. Yes, sir.
 Q. Have you naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Robert Gill, dated the 10th of April, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

By Mr. SICKLER:

- Q. Did you go to New York for the purpose of finding temporary employment during the strike?—A. Yes, sir.
 Q. You intended to return?—A. Yes, sir.
 Q. Did you ever find any fault with the company because they paid your taxes?—A. Yes, sir.
 Q. You just accepted it in the place of money?—A. Yes, sir.
 Q. You voted on the strength of your paying taxes?—A. Yes, sir.

ANTHONY SHERIDAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. Forty-two years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. What year did you come to the United States?—A. I come here in 1886.
 Q. How long have you lived in Pennsylvania?—A. The same time I come here.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Two years the first of April.
 Q. Have you lived in the same place two years?—A. Yes, sir.
 Q. Have you your papers?—A. Sure.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Anthony Sirianni, dated the 30th of September, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Is Sheridan the English of your name?—A. Yes, sir.
 Q. This is your paper.—A. Yes, sir.
 Q. You went to court to get it?—A. Yes, sir.
 Q. Did you go before a judge?—A. Yes, sir.
 Q. Did he ask you some questions?—A. No, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1187, dated March 29, 1902, received of Tony Serons \$2.75, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. This was assessed to you?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Mark it yourself?—A. Yes, sir.
 Q. Did you go into the little place alone?—A. Yes, sir.
 Q. Stayed there alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Nobody stopped you?—A. No, sir.

WILLIAM SHAY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Hawley, Wayne County.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward of Olyphant, First district.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. All my life, but about from November, 1896, to May, about a year and nine months.
 Q. Were you in that ward at least two months prior to this election?—A. Yes, sir.
 Q. Weren't you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 397, dated February 17, 1902, received of William Shay \$2.25, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. This is your receipt?—A. Yes, sir.
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom?—A. John O'Connor.
 Q. When?—A. On the date of the receipt.

- Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANTHONY FINNERTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Carbondale.
 Q. When?—A. Forty-four years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Thirty-three years.
 Q. Continuously in that ward for thirty-three years?—A. Yes, sir; not in that ward, but in Olyphant.
 Q. You have been in the Fourth Ward thirty-three years?—A. Yes, sir.
 Q. Haven't been away?—A. Yes; during the strike.
 Q. Where were you?—A. Johnstown, Pa.
 Q. When did you go there?—A. In June.
 Q. When did you return?—A. I stayed there two months.
 Q. You returned here in August?—A. Yes, sir.
 Q. Have you tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 457, dated November 22, 19—; received of Anthony Finnerty \$2.63, taxes for the year 1899 for the district of Olyphant, Fourth Ward, including a county tax of 35 cents, signed Hoban, collector.)
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Hoban?—A. Yes, sir.
 Q. Was he the regular collector at that time?—A. Yes, sir.

MICHAEL SHEA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. It is a good ways off.
 Q. Ireland?—A. Yes, sir.
 Q. How many years ago—about sixty?—A. Yes, sir.
 Q. When did you come to this country.—A. About fifty years ago.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. About thirty-five years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 Q. Have you it with you?—A. No, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 11, dated October 16, 1901, received of Michael Shea \$46.14, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$7.21, signed John O'Connor, collector.)
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. You voted at that election?—A. Yes, sir.
 Q. You went in the booth alone?—A. Yes, sir.
 Q. What street do you live on?—A. Ferris street.

JAMES SHEA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Third Ward, First district.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When?—A. About forty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. Have you State or county tax receipt?—A. Yes, sir.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Thirty years.

Q. Were you away during the strike?—A. No, sir.

(Witness produces tax receipt No. 149, dated December 25, 1901; received of James Shea \$4.56, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of 63 cents, signed John O'Connor, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. Was it assessed to you?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES WALSH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1855.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. What year did you come to the United States?—A. 1871.

Q. Came immediately to Pennsylvania?—A. Yes, sir.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Twenty-one years.

Q. The last twenty-one years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, to James J. Walsh, dated the 29th of September, 1884.)

Q. That paper was issued to you?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 170, dated January 5, 1901; received of James J. Walsh \$10.81, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of \$1.50, signed John O'Connor, collector.)

Q. This tax you paid yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

GEORGE ROBERTS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. How long have you lived in that ward and district?—A. About three years and six months.

Q. Continuously for that time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1064, dated March 29, 1902; received of George Roberts \$3.60, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

- Q. It is assessed to you?—A. Yes, sir.
 Q. Paid to whom?—A. John O'Connor.
 Q. When?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

CHRISTOPHER PIERCE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Third Ward, First district.
 Q. Where were you born?—A. England.
 Q. When?—A. I can't tell you exactly.
 Q. How many years ago?—A. I am about 50.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The Third Ward, First district, of Olyphant.
 Q. What year did you come to the United States?—A. 1884.
 Q. How long have you lived in that ward and district?—A. Ever since I came to the country.
 Q. Wasn't away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Christopher Pierce, dated 1st of October, 1891, under the seal of the court, signed Thomas H. Dale, proty.)
 Q. Is that your paper?—A. Yes, sir.
 Q. Did you go to court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 263, dated February 7, 1901; received of Christopher Pierce \$9.53, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of \$1.33, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Do you remember when?—A. On the same date it is dated.
 Q. Is it assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. The title is in your name?—A. Yes, sir; it will be when it is clear.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. You were not challenged?—A. No, sir.

THOMAS J. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Wales.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district, of Olyphant.
 Q. What year did you come to the United States?—A. In 1861.
 Q. When did you come to Pennsylvania?—A. 1861.
 Q. The same year?—A. Yes, sir.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. Seven years.
 Q. Have you resided there for seven years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas J. Williams, dated the 4th of October, 1884, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. It was issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1245, dated August 24, 1901; received of Thomas J. Williams \$4.01, taxes for the year 1900, for the district of Olyphant, Third Ward, including a county tax of 56 cents, signed John O'Connor, collector.)

Q. Paid that tax yourself?—A. Yes, sir.

Q. Was assessed in your name?—A. Yes, sir.

Q. To whom did you pay it?—A. O'Connor.

Q. When?—A. August 24.

Q. The date of the receipt?—A. Yes, sir.

Q. Did you receive assistance marking your ballot?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

AFTON PUSH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Third Ward, First district.

Q. Where were you born?—A. Austria.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. When did you come to this country?—A. 1891.

Q. When did you come to Pennsylvania?—A. Twelve years ago.

Q. You have been in the Third Ward twelve years?—A. Yes, sir.

Q. The last twelve years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. Home.

Q. You didn't go away?—A. No, sir.

Q. Have you citizen paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Afton Push, dated the 13th of January, 1902, under the seal of the court, signed J. Copeland, prothonotary.)

Q. Is that your paper?—A. Yes, sir.

Q. Did you go into court for it?—A. Yes, sir.

Q. Go before the judge?—A. Yes, sir.

Q. Did he ask you some questions?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1122, dated March 29, 1902, received of Afton Push \$3.60, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. To the collector.

Q. Did he stop it?—A. He stopped it before.

Q. The last year paid it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Do you read and write?—A. Yes, sir.

Q. Anybody mark your ballot for you?—A. No, sir.

Q. Did anybody swear you in?—A. No, sir.

WILLIAM ROBINSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Academy street.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. What year did you come to the United States?—A. Ten years old.

Q. 1884?—A. Yes, sir.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. About twelve years.

Q. The last twelve years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes; in New York.

Q. What part of New York?—A. New York City.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. The 6th of June.

Q. When did you return?—A. The 20th of October.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces a naturalization certificate issued out of the court of common pleas of Lackawanna County to William Robinson, dated the 18th of September, 1897.)

Q. Is this your paper?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 568, dated March 14, 1901, received of William Robinson \$2.66, taxes for the year 1900 for the district of Olyphant, Third Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking you ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. For what reason?—A. To vote.

Q. Did anybody challenge you?—A. No, sir.

Q. You were registered?—A. Yes, sir.

Q. Did the board give any reason why you should not vote?—A. No, sir.

Q. They didn't swear you in?—A. No, sir.

By Mr. SICKLER:

Q. You didn't intend to make it your home in New York when you went there?—A. No, sir.

Q. You went there for the purpose of finding temporary employment?—A. No, sir.

By Mr. GILROY:

Q. If the strike had lasted two months longer you would have been away two months longer?—A. Yes, sir.

Q. Are you married?—A. No, sir.

Q. If you could do better in New York than you could in Pennsylvania or Olyphant, you have nothing would bring you back here?—A. No, sir.

By Mr. SICKLER:

Q. You couldn't do better there?—A. Maybe I could.

EVAN JOHNS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Fourth Ward.

Q. Where were you born?—A. Schuylkill County, Pa.

Q. When?—A. The 14th of December.

Q. What year?—A. 1869.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years.

Q. The last three years?—A. Yes, sir.

Q. Continuously that time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 632, dated March 22, 1901, received of Evan Johns \$2.16, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes; it was stopped.

Q. Your money paid it?—A. Yes, sir.

Q. Did you authorize the company to take out this for you?—A. No, sir.

Q. You would have preferred to have paid it yourself?—A. I could pay it myself; sure.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. What street do you live on?—A. Hill street.

Q. Were you sworn?—A. Yes, sir.

Q. For what reason?—A. I wasn't registered.

By Mr. SICKLER:

Q. You never found any fault with the company because they paid that?—A. No, sir.

Q. You kept right on working?—A. Yes, sir.

Q. Voted on the strength of their being your taxes?—A. Yes; it was.

Q. Wasn't it less trouble for you to have them pay that tax than it was for you to go to the collector yourself?—A. No, sir.

By Mr. GILROY:

Q. It wouldn't do any good to kick?—A. No, sir.

GEORGE KING, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. The 14th of May, 1854.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Twenty-two months.

Q. Twenty-two months ago now?—A. Yes, sir.

Q. You were in the ward prior to the November election, 1902, for eighteen months?—A. Twenty-two months I have been in the ward, the 18th of April a year ago.

Q. Were you away during the strike?—A. I was a couple of days.

Q. On a fishing trip?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George King, a native of England, dated the 7th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. That is your paper?—A. Yes, sir.

Q. It was issued to you?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 909, dated March 29, 1902, received of George King \$3.60, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. I didn't get the chance.

Q. The company paid it?—A. Yes, sir.

Q. You could have paid it?—A. Yes, sir.

Q. Did you ever authorize the company to pay it?—A. It made no difference; I would as soon the company would stop it.

Q. What street do you live on?—A. Scott street.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you make an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You didn't kick because the company paid that?—A. No, sir.

Q. It was less trouble for you to pay it that way?—A. Yes, sir.

DAVID KRETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Old country.

Q. What old country?—A. Austria.

Q. When?—A. Forty-four years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you go to the United States?—A. Twenty-one years ago.

Q. How long have you lived on Hill street, Olyphant?—A. Ever since.

Q. All the time down there?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to David Krett, a native of Austria, dated the 6th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Got this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 396, dated February 15, 1902; received of David Krett \$11.40, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of \$1.16, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Where does he live?—A. At his house.

Q. Did you mark your ballot yourself?—A. Yes, sir.

Q. Did you go in alone?—A. Yes, sir.

Q. Who marked it for you?—A. I marked it myself.

Q. Anybody swear you in?—A. No, sir.

Q. Anybody say you had no right to vote?—A. No, sir.

MARTIN KRETT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Fourth Ward, Hill street.

Q. Where were born?—A. Austria.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How many times did you vote?—A. Once.

Q. When did you come to the United States?—A. 1888.

Q. How long have you lived on Hill street?—A. Five years.

Q. All the time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Got your naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Artizan Krett, dated the 21st of January, 1901, under the seal of the court, signed J. Copeland, prothonotary.)

Q. You got this yourself?—A. Yes, sir.

Q. Went to court for it?—A. Yes, sir.

Q. Up before the judge?—A. Yes, sir.

Q. What did he say to you?—A. Nothing.

Q. Got a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1276, dated October 8, 1901, received of Martin Krett \$13.81, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of \$1.82, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. O'Connor.

Q. You own property down there?—A. Yes, sir.

Q. Are you married?—A. Yes, sir.

Q. Is this property in your wife's name?—A. Yes, sir.

Q. Is the deed in her name?—A. Yes, sir.

Q. It is in your wife's name?—A. Yes, sir.

Q. Who marked your ballot for you?—A. Myself.

Q. Were you in there alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Is your tax, the tax you paid for yourself, included in that receipt?—A. Yes, sir.

By Mr. GILROY:

Q. It is not included in there?—A. Yes, sir.

Q. That is all the tax you paid?—A. Yes, sir.

Q. You paid that on the property?—A. Yes, sir.

JAMES J. WALSH, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Second Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1859.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward of Olyphant.

Q. How long have you lived in the United States?—A. About thirty-four years.

- Q. How long in the Second Ward of Olyphant?—A. Fifteen years.
 Q. Have you a naturalization certificate?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 551, dated August 20, 1902, received of James J. Walsh \$23.21, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$3.07, signed John O'Connor, collector.)
 Q. You paid this tax yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Your money paid it?—A. Yes, sir.
 Q. Paid it on what date?—A. August 20, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on?—A. Hudson street.

By Mr. SICKLER:

- Q. You say your father was a citizen of the United States?—A. Yes, sir.
 Q. How old were you when he became a citizen?—A. I suppose 7 or 8 years.
 Mr. GILROY. We move to strike that out.

G. H. BROWNING, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1882.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Two years.
 Q. The last two years?—A. Two years this spring.
 Q. You were there at least two months in the ward prior to this election?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to J. H. Browning, dated the 24th of September, 1897, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. It was issued to you?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1425, dated November 11, 1901, received of J. H. Browning \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. On that date?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

JOHN BECKAGE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1884.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Eight years.
 Q. The last eight years?—A. This is eight years in May.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Beckage, dated the 4th of October, 1890.)
 Q. This is your paper?—A. Yes, sir.

Q. Got it yourself?—A. Yes, sir.

(Witness produces tax receipt No. 282, dated February 11, 1901, received of John Beckage \$14.01, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of \$1.94, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Do you own it or your wife?—A. Myself.

Q. Did you receive any assistance marking your ballot?—A. I marked it myself.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. File an affidavit?—A. No, sir.

ALEX FERGUSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Six years.

Q. The last six years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Somerset County, Pa.

Q. When did you return?—A. September.

Q. What part of September?—A. The first part.

Q. Was it before the 4th?—A. Yes, it was.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Alex Ferguson, dated the 18th of September, 1900.)

Q. Did you get this paper yourself?—A. Yes, sir.

Q. Did you go to court to receive it?—A. Yes, sir.

Q. Were you sworn?—A. Yes, sir.

(Witness produces tax receipt No. 987, dated April 17, 1901, received of Alex Ferguson \$2.66, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid this tax yourself?—A. Yes; it was stopped in the office.

Q. Did you authorize the company to pay this tax for you?—A. No, sir.

Q. You could have paid it yourself?—A. I rather pay it that way.

Q. You have no objection to the payment of your taxes through the office?—A. Not at all.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOHN GORMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Seven years.

Q. The last seven years?—A. Yes, sir.

Q. Have you a naturalization paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Gorman, dated the 2d of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. You received this paper yourself?—A. Yes, sir.

Q. Did you go down for it?—A. Yes, sir.

- Q. Did you appear before the judge?—A. Yes, sir.
 Q. Have you a tax receipt with you?—A. Yes, sir.
 (Witness produces tax receipt No. 476, dated April 7, 1902, received of John Gorman \$13.17, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$1.12, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Paid it to whom?—A. O'Connor.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you go into the booth alone?—A. Yes, sir.
 Q. What did you do with your ballot after you marked it?—A. Put it in the box.
 Q. Put it in yourself?—A. Yes, sir.
 Q. Nobody challenged you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

MICHAEL DOUGHERTY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Archbald.
 Q. When?—A. 1850.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. The Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Twenty-three years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 375, dated February 7, 1902, received of Michael Dougherty \$13.77, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$2.02, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Quinn?—A. Yes, sir.
 Q. When?—A. The date of the receipt.
 Q. It is assessed on real estate?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN SANDERSON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. Forty years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district of Olyphant.
 Q. What year did you come to the United States?—A. About seventeen years ago.
 Q. How long have you lived in the Third Ward, First district of Olyphant?—A. Four and one-half years.
 Q. The last four and one-half years?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Sanderson, a native of England, dated the 6th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonary.)
 Q. That is your paper?—A. Yes, sir.
 Q. Got it yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1435, dated April 17, 1901, received of John Sanderson \$4.01, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 53 cents, signed John O'Connor, collector.)

- Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANDREW LABUDA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. Thirty-four years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district, of Olyphant.
 Q. What year did you come to the United States?—A. About 1887.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. About fifteen years ago.
 Q. All the time?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Andrew Labuda, dated the 7th of October, 1899, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You got that paper yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 430, dated March 7, 1902, received of Andrew Labuda \$8.32, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of \$1.21, signed John O'Connor, collector.)
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Do you own it.—A. Yes, sir.
 Q. Is the title in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Go into the booth alone?—A. Yes, sir.
 Q. Were you sworn?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

MICHAEL J. LOFTUS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1870.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. About seven years.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. In the New England States.
 Q. Were you working there?—A. Yes, sir.
 Q. Where?—A. Derby, Conn.
 Q. When did you return?—A. October.
 Q. The latter part?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces receipt as follows: Received of M. J. Loftus, February 27, 1902, \$9.83, to apply on taxes for 1900, signed John O'Connor, collector.)
 Q. Is this the only tax receipt you have?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on?—A. New street.

By Mr. SICKLER:

Q. Did you, during the year 1901, pay a State or county tax?—A. That is the only tax receipt I have.

Q. This is the only receipt you have with you?—A. Yes, sir.

Q. Well, this is dated February 27, 1902. Did you, during the year 1901, pay a State or county tax?—A. Yes, sir.

Q. To whom?—A. I think I paid it to Hoban.

Q. Do you remember about what time of the year?—A. I couldn't say.

Q. When you went to the New England States did you intend to make that your home permanently?—A. No, sir.

By Mr. GILROY:

Q. I understand you to say that is the only tax you have paid?—A. That is the only receipt I have for this.

Q. If you have any other receipts for taxes you have them home?—A. Yes, sir.

Q. Did you read your subpoena?—A. Yes, sir.

Q. You don't know what is included in those tax receipts?—A. No.

By Mr. SICKLER:

Q. Did that include all your taxes for that year?—A. Yes.

CHARLES HANLON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Scotland.

Q. When?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1870.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Four years.

Q. The last four years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1442, dated April 22, 1901, received of Charles Hanlon, \$2.66, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. When?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN T. CRAVEN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. What year did you come to the United States?—A. I couldn't say that; I am here fifteen years.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three and a half years.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 936, dated March 29, 1902, received of John T. Craven \$2.75, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir; it was stopped.

Q. Did you authorize the company to pay the tax for you?—A. No.

Q. Before it was paid, or did you ratify it after it was paid?—A. After.

- Q. You didn't authorize them to pay it?—A. I was satisfied.
 Q. You didn't know anything about this until you received it in your envelope?—A. No, sir.
 Q. You didn't authorize them to pay it?—A. No; I was satisfied.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Have you a naturalization paper?—A. I have my father's.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. What street do you live on?—A. Scott street.

P. H. McCANN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Philadelphia.
 Q. Pennsylvania?—A. Yes, sir.
 Q. When?—A. The 2d of February, 1841.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Ever since it was a ward.
 Q. Continuously?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt, No. 353, dated January 31, 1902, received of P. H. McCann \$2.25, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. Did you receive assistance marking your ballot?—A. No, sir.
 Q. You paid this tax yourself?—A. Not direct.
 Q. They were paid for you?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WILLIAM LONGMIRE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. April, 1868.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Two years.
 Q. Continuously?—A. Yes, sir.
 Q. What year did you come to the United States?—A. 1888.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to William Longmire, dated the 16th of April, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. You received this paper yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. —, dated July 18, 1902, received of William Longmire \$2.37, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 34 cents, signed John O'Connor, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. Do you remember when?—A. On the date there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

PATRICK McCLAREN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Scranton.

- Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Since it has been a ward.
 Q. How many years is that?—A. Six or seven years.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1357, dated March 31, 1902, received of Patrick McClaren \$7.10, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. Did you pay this yourself?—A. No, sir.
 Q. Was it stopped?—A. I authorized them to stop it.
 Q. Do you remember when it was paid?—A. The date of the receipt.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JAMES McLAUGHLIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Wayne County, Pa.
 Q. When?—A. October 24, 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years.
 Q. The last three years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1229, dated August 9, 1901, received of James McLaughlin \$20.08, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of \$2.78, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. On the date of this receipt?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, and occupation.
 Q. Is your occupation included in this?—A. Yes, sir.
 Q. Is the real estate in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOE BARELKA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Fourth Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 55 years old.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. Twenty-two years ago.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Six years.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Barelka, dated the 14th of January, 1901, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. Have you got a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1288, dated October 28, 1901, received of Joe Barelka \$29.17, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of \$3.85, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Who owns the property?—A. Me, myself and my woman, both.

- Q. Did anybody mark your ballot for you?—A. No, sir.
 Q. You marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

JOHN BALDERSON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1871.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1881.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Five years continuously.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Balderson, dated the 4th of October, 1894, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1233, dated March 31, 1902, received of John Balderson \$3.60, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you get challenged?—A. No, sir.

SAMUEL ARCHER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. England.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Since it was a ward.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. No, sir.
 Q. Do you have a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Samuel Archer, dated the 3d of October, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1402, dated February 14, 1902, received of Samuel Archer \$24.22, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of \$3.56, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. When?—A. The same as the date there.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is it in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

WASILI DRAGON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1888.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Six years.

Q. The last six years?—A. Yes, sir.

Q. Continuously there all the time?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Wasili Dragon, dated the 6th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 258, dated December 9, 1901, received of Wasili Dragon \$14.25, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of \$2.09, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. O'Connor?—A. Yes, sir.

Q. When?—A. It is on there.

Q. You got this receipt when you paid the money?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Go into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

TRORON HARVILAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. I can't tell.

Q. How old are you?—A. About 35.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to America?—A. I don't know.

Q. How many years ago?—A. Fifteen or sixteen.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Eight years, and in Olyphant I lived thirteen or fourteen years.

Q. You lived there eight years in the Fourth Ward of Olyphant?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Troron Havilak, dated the 13th of September, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt 1106, dated July 26, 1901, received of Troron Havilak \$15.09, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of \$1.99, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom?—A. Mr. O'Connor.

Q. When?—A. After the strike; about two months after the strike.

Q. You paid it the same day it is here?—A. Yes, sir.

Q. You paid it on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN SMAKULA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. I am 37 years old.
 Q. When did you come to this country?—A. Seventeen years ago.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district, of Olyphant.
 Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. All the time I come to this country.
 Q. Fifteen years?—A. About sixteen years.
 Q. At the same place?—A. Yes, sir.
 Q. Have you a naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Smakula, dated the 9th of September, 1895, under the seal of the court, signed J. Thomas, clerk.)
 Q. This is your paper?—A. Yes, sir.
 Q. You got them yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 485, dated April 8, 1902, received of John Smakula \$3.25, taxes for the year 1901 for the district of Olyphant, Third Ward, including a county tax of 47 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John O'Connor.
 Q. Did you mark your ballot yourself?—A. Yes, sir.
 Q. Went in the booth alone?—A. Yes, sir.
 Q. Anybody mark it for you?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PASQUALO MOSCO, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Third Ward, First district, of Olyphant.
 Q. Where were you born?—A. Italy.
 Q. Do you remember when?—A. December; 37 years old.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Third Ward, First district, of Olyphant.
 Q. You live on Hill street?—A. Yes, sir.
 Q. You say you have been in this country ten years?—A. Yes, sir.
 Q. How long have you lived down there in the Third Ward of Olyphant?—A. All the time.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Pasquela Mosco, dated the 18th of March, 1902, under the seal of the court, signed John Copeland, prothonotary.)
 Q. Have you a tax receipt?—A. No, sir.
 Q. This is your father's tax receipt?—A. Yes, sir.
 Q. This is assessed to your father?—A. Yes, sir.
 Q. You never paid any tax yourself?—A. No, sir.
 Q. You just paid your father's taxes?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Nobody said anything to you?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is your father dead?—A. No, sir; he is home.
 Q. Do I understand you to say you never paid a tax of your own?—A. That is for my father.

STEVE SEMRAT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1861.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward, First district, of Olyphant.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived down there in the Third Ward, First district, of Olyphant?—A. I used to be in Schuylkill, six years, and the rest of the time here.

Q. How long has that been?—A. About twelve years.

Q. Twelve years in Grassy?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Steve Semrat, dated the 21st of January, 1901, under the seal of the court, signed J. Copeland, prothonotary.)

Q. This is your paper?—A. Yes, sir.

Q. You got it yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1299, dated December 3, 1902, received of Steve Semrat \$7.68, taxes for the year 1901, for the district of Olyphant, Third Ward, including a county tax of \$1.06, signed John O'Connor, collector.)

Q. Have you another tax receipt with you?—A. That is all; I did not take the last one.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Was Joe Davis in with you this time?—A. Yes, sir.

Q. He told you how to mark it?—A. Yes; I marked it, but he showed me.

Q. Did he show you last November?—A. Yes, sir.

Q. And did you ask the election board to let him come in with you?—A. Yes; I asked him.

Q. You read and write a little English?—A. No; I can't, English.

Q. Could you mark a ballot yourself?—A. Yes; I do.

Q. Suppose some one of those fellows had taken that ballot and showed you how to mark it before you went in, couldn't you go in alone and mark it?—A. Of course, I want him.

Q. If they had told you first, before you went in, couldn't you mark it yourself without anybody being in with you?—A. Yes; that is only the first time; I could mark it, but that be the first time.

By Mr. SICKLER:

Q. You told the board you couldn't read and write?—A. Yes, sir; I tell them I can read and write in my own language.

Q. Did you tell Davis you couldn't read and write?—A. I did tell him.

By Mr. GILROY:

Q. You didn't tell these men sitting around the board?—A. No, sir; I didn't tell them nothing.

By Mr. SICKLER:

Q. You can't read and write English?—A. No, sir.

Q. Did you pay a State or county tax during the year 1901—the year before this?—

A. That is for 1902; that is what I did pay.

Q. You paid 1900 taxes in 1901?—A. Yes; 1900 I did pay, too.

Q. You paid taxes in 1901?—A. 1902.

Q. Did you pay one the year before this?—A. That is the last receipt and last year I did pay.

Q. Didn't you pay one the year before this?—A. Yes; but this is for last year.

Q. You didn't bring the receipt with you?—A. No, sir.

Q. When did you pay that tax?

Mr. GILROY. We object to that.

A. December.

Q. 1901?—A. No; 1902.

Q. Before this?—A. I don't remember.

Q. 1901; when did you pay it?—A. I don't remember; maybe in April.

Q. To whom did you pay it?—A. John O'Connor.

Q. Where did you pay it?—A. At his office.

By Mr. GILROY:

Q. You don't remember when you paid that other tax?—A. I think it is remembered.

Q. You have the receipt at home?—A. Yes, sir.

Q. You have it home, though?—A. Yes, sir.

WASSIL PRONKO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward, First district, of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. The 16th of March, 1872.

Q. How long have you lived in the United States?—A. Fourteen years.

Q. How long have you lived in the Third Ward, First district, of Olyphant?—A. All the time.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Wassil Pronko, dated the 10th of November, 1902.)

Q. Did you vote at the election last fall, November 4, 1902, for the office of Congressman?—A. No, sir; I didn't vote.

Now, February 11, 1903, at 12 o'clock noon, hearing is adjourned until 1 o'clock p. m., same day.

Now, February 11, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

CHRISTOPHER ASHMAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. First Ward of Olyphant.

Q. Where were you born?—A. Germany.

Q. When?—A. 1855.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First Ward of Olyphant.

Q. When did you come to the United States?—A. 1872.

Q. How long have you lived in Pennsylvania?—A. Ever since then.

Q. How long have you lived in the First Ward of Olyphant?—A. Twelve years.

Q. For the last twelve years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces paper.)

Q. You haven't your naturalization paper with you, then?—A. No, sir; the woman gave me the wrong one.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1372, dated March 3, 1902; received of Christopher Ashman \$14.31, taxes for the year 1901 for the district of Olyphant, First Ward, including a county tax of \$1.75, signed John O'Connor, collector.)

Q. This is your tax receipt?—A. Yes, sir.

Q. You paid this tax yourself?—A. Yes, sir; if I didn't, the woman did.

Q. That is, your money paid the tax?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes; it is in my name.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You marked it yourself?—A. Yes, sir. I have a son; he was assessed in the same way.

Q. Somebody went in the booth with you?—A. No, sir.

Q. You went in alone?—A. Yes, sir.

Q. You remained in the booth alone all the time you were marking your ballot?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. I didn't need to.

Q. You were not challenged?—A. No, sir.

Q. For whom did you vote for the office of Congressman?—A. I didn't vote for Connell.

JOHN BECKAGE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Austria.
 Q. When?—A. I don't know when.
 Q. How many years ago?—A. I am 30 years old.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to this country?—A. I am here about fifteen years.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. About eight years.
 Q. Been away during the strike?—A. No, sir.
 Q. Have you a naturalization paper with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Beckages, a native of Austria, dated the 1st of October, 1896, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1339, dated March 31, 1902; received of John Beckage, \$3.60, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 48 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir; I paid it sometimes and sometimes he sent the receipt.
 Q. Did you mark your own ballot?—A. No, sir.
 Q. Went into the booth alone?—A. Yes, sir.
 Q. Anybody challenge you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Now, February 11, 1903, p. m., hearing is adjourned until February 12, 1903, at 9 o'clock a. m., same place.

Now, February 12, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

M. F. O'MALLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. March 19, 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Thirteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 300, dated January 7, 1902; received of M. F. O'Malley \$4.01, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of 56 cents, signed John O'Connor, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Paid it to Mr. O'Connor?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

DAVID MORGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Fourth Ward.
 Q. Where were you born?—A. South Wales.
 Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

- Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1885.
 Q. How long have you lived in Pennsylvania?—A. Ever since.
 Q. Came directly to Pennsylvania?—A. Yes; to Schuylkill County, and I came here in 1888.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Two years.
 Q. The last two years?—A. Yes, sir.
 Q. Where did you move from into the Fourth Ward?—A. The Third Ward.
 Q. You lived two years in the Fourth Ward before this election?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to David Morgan, dated the 7th of October, 1893, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. This is your paper?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 474, dated April 7, 1902, received of David Morgan \$2.25, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To whom did you pay it?—A. John O'Connor.
 Q. Do you remember when?—A. The 7th of April.
 Q. This is marked 1902; you paid it on that date?—A. Yes.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you go into the booth alone?—A. Yes, sir.
 Q. Did you put the ballot in the box yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

MICHAEL McLAUGHLIN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Fourth Ward.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. February 12, 1881.
 Q. How old are you to-day?—A. Twenty-two.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years.
 Q. The last three years?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Haven't moved out of the ward?—A. No, sir.
 Q. Have you State or county tax receipt?—A. No, sir; voted on age.
 Q. You never had one assessed to you?—A. No, sir.
 Q. Did you mark your own ballot?—A. I had my father with me.
 Q. Did he mark it or did you mark it?—A. He marked it.
 Q. Did he tell you how to mark it?—A. He asked me how I wanted it marked and he marked it.
 Q. You read and write?—A. Yes, sir.
 Q. You have the use of your eyes?—A. Yes, sir.
 Q. And the use of your hands?—A. Yes, sir.
 Q. Did you ask the board to have your father go in with you?—A. Yes, sir.
 Q. Did they give their consent?—A. Yes, sir.
 Q. Which one?—A. The judge.
 Q. Did you tell them why?—A. They didn't ask that.
 Q. You could have marked it yourself?—A. It was the first time I ever voted.
 Q. But you can read and write?—A. Yes, sir.
 Q. And if your father would have taken you along the side and instructed you, you could have marked it yourself?—A. I don't know.
 Q. If he had taken a specimen ballot, and taken you on the side and instructed you, you could have gone in with the instructions in the booth alone and marked it yourself?—A. I wanted him to go in.
 Q. But you could have, with the instructions, marked the ballot?—A. Yes, sir.
 Q. And with proper instructions marked it yourself?—A. Yes, sir.

Q. You will mark your next ballot yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. Yes, sir.

Q. Did you swear in your vote?—A. Yes, sir.

Q. Did they require you to sign a paper?—A. Father swore I was of age; I don't remember signing a paper.

Q. If you had to sign something you would have remembered it?—A. I don't know; he signed one, I think.

Q. What street do you live on?—A. Culm street.

By Mr. SICKLER:

Q. You say the reason why you wanted assistance was that you were afraid you would make a mistake in marking your ballot and not vote the way you wanted to?—A. Yes, sir.

JOHN B. O'MALLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. What ward?—A. First Ward.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. We have been there thirteen years.

Q. That is the last thirteen years, continuously?—A. Well, I was in Carbondale about ten or eleven months, but I still held my residence in Olyphant.

Q. When was that?—A. Three or four years ago.

Q. For the last four years you have been in the Fourth Ward of Olyphant?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 402, dated January 7, 1902, received of John B. O'Malley \$3.11, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 46 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. On the date of the receipt?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN LOVAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Olyphant, Fourth Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. I don't know.

Q. How many years ago?—A. About thirty-nine years.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. I don't think I understand that.

Q. How long is it since you were in America?—A. Twenty years.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Two years.

Q. When did you move into the Fourth Ward of Olyphant?—A. Next April it will be two years; I used to live in Blakely borough before that.

Q. You have been living there two years, down there?—A. Yes, sir.

Q. Have you naturalization paper with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Lovak, dated the 4th of October, 1890, under the seal of the court, signed John O'Connor, collector.)

Q. That is your paper?—A. Yes, sir.

Q. Did you go to court to get it?—A. Yes, sir.

Q. Were you before the judge?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 450, dated January 8, 1901, received of John Lovak \$4.64, taxes for the year 1900 for the district of Blakely, Second Ward, including a county tax of 57 cents, signed David C. Phillips, collector.)

- Q. You paid this tax to Mr. Phillips?—A. Yes, sir.
 Q. On the date that is marked on the receipt?—A. Yes, sir.
 Q. Did anybody challenge you when you went to vote?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. You filed no affidavit?—A. No, sir.
 Q. Did anybody assist you marking your ballot?—A. No, sir.

THOMAS G. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. September 17, 1873.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Twenty-two years.
 Q. The last twenty-two years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 516, dated May 1, 1902, received of Thomas G. Williams \$2.36, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. To whom did you pay it?—A. John O'Connor.
 Q. Do you remember the date you paid it?—A. May 1, 1902.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JOHN HANNICK, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1846.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1865.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Six years.
 Q. The last six years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Have you naturalization certificate with you?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Luzerne County to John Hannick, dated the 7th of August, 1888, under the seal of the court, signed James M. Morris, prot'y.)
 Q. This paper was issued to you?—A. Yes, sir.
 Q. You got it yourself?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. I didn't pay them in two years.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. What street do you live on?—A. Culm street.

By Mr. SICKLER:

- Q. When did you pay your last tax?—A. 1899; I paid three taxes then
 Q. You haven't paid any tax since 1899?—A. No, sir.

JOHN R. RICHARDS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Wales.

Q. When?—A. 1877.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. I can't tell you that.

Q. How old were you?—A. Three years old.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. About nine years.

Q. The last nine years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where were you?—A. Crescent, Pa.

Q. Out near Pittsburg?—A. Yes, sir.

Q. When did you go there?—A. September 3.

Q. When did you return?—A. October 2.

Q. Were you working there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 1443, dated April 17, 1901, received of John R. Richards \$2.07, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of 35 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. No, sir.

Q. Who paid it for you?—A. It was stopped.

Q. Out of your money?—A. Yes, sir.

Q. The company paid it?—A. Yes, sir.

Q. Did you authorize the company to pay it for you?—A. No, sir.

Q. You didn't authorize them to collect it for you?—A. No, sir.

Q. You could have paid it yourself?—A. Yes; I could, but I was agreeable for them to stop it.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Where do you live; what street?—A. Hill street.

By Mr. SICKLER:

Q. Did you intend to locate permanently out near Pittsburg last summer?—A. No, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

EVAN J. REESE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Wales.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. I couldn't tell you; I was 7 years old.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years.

Q. The last three years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Down at South Fork.

Q. Where is that?—A. Out near Pittsburg.

Q. Were you there working?—A. Yes, sir.

Q. When did you go there?—A. September.

Q. When did you return?—A. October—the middle of October.

Q. When you knew the strike would be settled?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 340, dated January 24, 1902, received of Evan J. Reese \$3.11, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 46 cents, signed John O'Connor, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Where do you live?—A. Hill street.

By Mr. SICKLER:

Q. Did you say you have papers?—A. No, sir; my father has.

Q. How old were you when he became a citizen?—A. I could'nt tell you.

JOHN PETRILAK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. I couldn't tell you.

Q. How many years ago?—A. Eleven years I am in this country.

Q. How old were you when you came?—A. I think I was 19.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. Eleven years ago.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Three years.

Q. The last three years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization certificate with you?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Petrilak, dated the 14th of January, 1901, under the seal of the court, signed John Copeland, proty.)

Q. Did you get that paper yourself?—A. Yes, sir.

Q. Paid for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1501, dated May 17, 1901, received of John Petrilak \$2.66, taxes for the year 1900 for the district of Olyphant, Fourth Ward, including a county tax of 37 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir. It was stopped.

Q. It was all right to pay it?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

GEORGE G. WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Peckville.

Q. When?—A. June 17, 1878.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. About 22 years.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. Did you live in that ward continuously for twenty-two years?—A. Yes.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 311, dated January 8, 1902, received of George G. Williams \$2.25, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 35 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ALEX TOMISKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

- Q. When?—A. I was 22 years old when I come to this country.
 Q. How long have you been here?—A. Twenty-one years.
 Q. You are 40 years old?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. About nine years.
 Q. Lived there all the time?—A. Yes, sir.
 Q. In the same place?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Alexander Tomaskerwich, a native of Austria, dated the 4th of October, 1890, under the seal of the court.)
 Q. This is your paper?—A. Yes, sir.
 Q. You got this paper yourself?—A. Yes, sir.
 Q. That is your name?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 381, dated February 7, 1902, received of Alex Tomasi \$12.37, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$1.81, signed John O'Connor, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. To whom did you pay it?—A. John O'Connor, I guess it is.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. My name.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Nobody went in with you?—A. No, sir.
 Q. Didn't swear in your vote?—A. No, sir.
 Q. Didn't file an affidavit?—A. No, sir.

MICHAEL O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Going on twenty-nine years.
 Q. Continuously?—A. Just away on a visit.
 Q. You were not away during the strike?—A. I was away a month and a half.
 Q. Where were you?—A. Newark, N. J.
 Q. What month was it?—A. May and June.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces the following receipt: Olyphant borough, May 7, 1901, received of Michael O'Boyle \$5.26, in full of taxes for 1898 and 1899, signed P. J. Hoban, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. That tax included county tax?—A. All taxes.
 Q. When you went to New Jersey you went there on a visit?—A. Yes, sir.
 Q. You didn't intend to stay there?—A. No, sir.

By Mr. GILROY:

- Q. What if you could have done better there than here?—A. I think I would have come back anyhow.

SERVIA SQUERILA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Olyphant, Fourth Ward.
 Q. Where were you born?—A. Austria.
 Q. When?—A. 1857.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1884.
 Q. Where did you vote down there?—A. Fourth Ward of Olyphant.
 Q. How long have you lived in the Fourth Ward of Olyphant?—A. Ten years.
 Q. The last ten years?—A. Yes, sir.
 Q. All the time?—A. Yes, sir.
 Q. Not away?—A. Six years in Jermyn.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, to Servia Squarla, a native of Austria, dated the 16th of September, 1902, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. Is this your paper?—A. Yes, sir.
 Q. You just got it last fall?—A. Yes, sir.
 Q. Did you go before the judge?—A. Yes, sir.
 Q. Did he ask you some questions?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1520, dated May 15, 1901, received of Servia Squerila \$7.50, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of 99 cents, signed John O'Connor, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To Mr. O'Connor?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is the property in your name?—A. My wife's name.
 Q. You keep everything in her name?—A. Yes, sir.
 Q. What street do you live on?—A. Hill street.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Stayed there alone?—A. Yes, sir.
 Q. Anybody in there with you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

By Mr. SICKLER:

- Q. Is that property assessed in your name?
 Mr. GILROY. We object to that; the proper evidence of assessment is the assessment books.
 Q. Is your tax included in that?—A. Me pay the tax, yes.
 Q. You paid the tax with your money?—A. Yes, sir.
 Q. Is your own taxes included in that receipt?—A. I paid lots of taxes.
 Q. Is your own tax included in that?
 Mr. GILROY. We object to that.
 A. I paid that tax myself.
 Q. That is assessed on property?—A. Yes; property for my wife, my wife doesn't work and I must pay it.
 Q. Didn't they assess a tax on you besides that property tax?
 Mr. GILROY. We object to that.

P. J. MACKRELL, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant, Hill street.
 Q. Where were you born?—A. England.
 Q. When?—A. 1837.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth Ward of Olyphant.
 Q. What year did you come to the United States?—A. 1887.
 Q. How long have you lived in that election district, the Fourth Ward of Olyphant?—A. I made that place.
 Q. In that ward?—A. It was me made it, I was the first one there.

Q. You have been there all this while, since 1887?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Mackrell, a native of England, dated the 26th of September, 1892, under the seal of the court, signed J. H. Thomas, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 222, dated December 31, 1902, received of Patrick Mackrell, \$20.17, taxes for the year 1902, for the district of Olyphant, Fourth Ward, including a county tax of \$2.97, signed John O'Connor, collector.)

Q. This you paid yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive assistance marking your ballot?—A. No.

Q. That is the only receipt you have with you?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

By Mr. SICKLER:

Q. Did you, during the year 1901, pay a State or county tax?—A. Paid all the taxes since I came to America.

Q. You paid a tax, then, in the year 1901?—A. Yes; every year.

Q. Do you remember about what time of the year you paid that tax?—A. I couldn't say exactly; I generally pay the first sixty days.

Q. That is along about September?—A. I suppose.

Q. To whom did you pay that last tax?—A. John O'Connor.

Q. Where did you pay it?—A. In his own house.

SAMUEL PETERS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. My mother told me I was born in Connecticut and I was taken back to England.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How old are you?—A. Sixty years the 25th of next August.

Q. You were born in this country?—A. Yes, sir.

Q. And then you returned to England?—A. Yes, sir.

Q. And resided in England how long?—A. Been back here twenty-one years.

Q. And born in the State of Connecticut?—A. Yes, sir.

Q. You have been here twenty-one years?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Samuel Peters, a native of England, dated the 10th of April, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 1210, dated March 31, 1902, received of Samuel Peters \$4.70, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 48 cents, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. They stopped it?—A. Yes, sir.

Q. Did you authorize the company to pay this tax for you?—A. No.

Q. They paid it anyway?—A. Yes, sir.

Q. You could have paid it yourself and would have preferred to?—A. It didn't make any difference.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JAMES MACKARELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. England.

Q. When?—A. 1864.

Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1887.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. About thirteen years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Mackerall, a native of England, dated the 1st of October, 1896, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. Have you a tax receipt?—A. I lost my tax receipt; I have a duplicate.

(Witness produces duplicate tax receipt No. 1444, dated March 29, 1902, received of James Mackerell \$3.52, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 47 cents, signed John O'Connor, collector.)

Q. This is a duplicate of the original receipt?—A. Yes, sir.

Q. You lost the original?—A. Yes, sir.

Q. Was the tax paid on the date of this receipt; this is dated March 29, 1902?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you away during the strike?—A. I was away about three weeks.

Q. Where were you?—A. I was out in Clearfield County, Pa.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. September.

Q. When did you return?—A. The first of October, or the latter end of September.

By Mr. SICKLER:

Q. You didn't intend to make it your home out there?—A. No, sir.

Q. You intended to return?—A. Yes, sir.

MICHAEL VARGO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1866.

Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. 1883.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Eight years.

Q. The last eight years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated 1st of October, 1896, to Michael Vargo, a native of Austria, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You received this paper yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 787, dated March 29, 1902, received of Michael Vargo \$15.85, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$2, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. It was stopped?—A. Yes, sir.

Q. Did you authorize the company to pay it?—A. No, sir.

Q. This is assessed on real estate.—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You were in the booth alone?—A. Yes, sir.

Q. You were not sworn?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOHN HORVAT, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Winton, Third Ward.

Q. Where were you born?—A. Austria.

Q. When?—A. 1860.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Third Ward of Winton.

Q. How long have you lived in this country?—A. I come here in 1886.

Q. How long have you lived in the Third Ward of Winton?—A. I lived about a year; I buy that property, and before I lived in that ward.

Q. How many years have you lived in that ward?—A. Three or four years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Cuyahoga County, Ohio, to John Horvath, a native of Hungary, dated the 22d of October, 1894, under the seal of the court, signed Harry L. Vail, clerk.)

Q. Did you get this paper yourself?—A. Yes, sir.

Q. Did you go to the court for it?—A. Yes; I got this when Mr. McKinley was elected.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, received of John Horvat \$4.41, taxes for the year 1901 for the district of Winton, including a county tax of 56 cents, signed H. V. Lawler, collector.)

Q. This was assessed on property at that time?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. Yes.

Q. Who marked it for you?—A. Joe Hiznay.

Q. Did you ask the board to allow Joe to go in with you?—A. Yes, sir.

Q. You told the board you couldn't read or write?—A. Yes; and the board says, all right.

C. F. O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1872.

Q. What month?—A. November 5.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. All my life.

Q. Were you away during the strike?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 484, dated April 8, 1902, received of C. F. O'Boyle \$2.36, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of 32 cents, signed John O'Connor, collector.)

Q. This you paid yourself?—A. Yes, sir.

Q. To Mr. O'Connor?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You were not sworn?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

HUGH O'BOYLE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Ireland.

Q. When?—A. Pretty nearly sixty years.

Q. You voted at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to the United States?—A. I landed in New York in 1864.

Q. You came immediately to Pennsylvania?—A. Not right away.

Q. How long have you lived in the State?—A. About 35 years.

Q. How long in the Fourth Ward of Olyphant?—A. I helped to make a ward of it.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna county to Hugh O'Boyle, dated the 29th of June, 1885, under the seal of the court, signed W. G. Daniels, clerk.)

Q. That is your paper?—A. Yes, sir.

(Witness produces tax receipt No. 181, dated November 27, 1901, received of Hugh O'Boyle \$10.26, taxes for the year 1901 for the district of Olyphant, Fourth Ward, including a county tax of \$1.57, signed John O'Connor, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. You received no assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you go into the booth alone?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ANDRO ADZIMA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Austria.

Q. When?—A. 1885.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. What year did you come to this country?—A. I come here from Austria to New York; I come in 1887.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. All the time.

Q. Never anywhere else?—A. No, sir.

Q. Were you down to the soft coal during the strike?—A. No, sir; I have property there.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Andro Adzima, dated the 24th of April, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This is your paper?—A. Yes, sir.

Q. Have you tax receipt there?—A. Yes, sir.

(Witness produces tax receipt No. 1261, dated September 17, 1901, received of Andro Adzima \$11.05, taxes for the year 1900, for the district of Olyphant, Fourth Ward, including a county tax of \$1.55, signed John O'Connor, collector.)

Q. Did you receive any assistance marking your ballot?—A. No.

Q. You marked it yourself?—A. Yes, sir.

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. On property?—A. Yes; my own property.

Q. Is it in your wife's name?—A. My own name.

Q. You marked the ballot yourself?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Nobody said you had no right to vote?—A. No, sir.

Q. Where do you live?—A. I live on the top of the hill.

Now, February 12, 1903, at 12 o'clock noon, hearing is adjourned until 1 o'clock p. m., same day.

Now, February 12, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

JOHN J. ROGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Fourth Ward of Olyphant.

Q. Where were you born?—A. Olyphant.

Q. When?—A. I don't know.

Q. How long ago?—A. Twenty-eight years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fourth Ward of Olyphant.

Q. How long have you lived in the Fourth Ward of Olyphant?—A. Always lived there.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a county tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 1445, dated August 25, 1902, received of John J. Rogan \$4.01, taxes for the year 1901, for the district of Olyphant, Fourth Ward, including a county tax of 52 cents, signed John O'Connor, collector.)

Q. What became of your original receipt?—A. I was in the store and I couldn't find them.

Q. And he gave you this duplicate?—A. Yes, sir.

Q. You paid this yourself?—A. Yes, sir.

Q. Did you pay it on the 25th of August, 1902?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You were not challenged?—A. No, sir.

Q. Didn't file an affidavit?—A. No, sir.

Q. Were you sworn?—A. No, sir.

Mr. SICKLER. Now, February 12, 1903, just before adjournment for the day, J. E. Sickler, attorney for respondent, George Howell, before C. A. Battenberg, a commissioner, sitting at Odd Fellows Hall, Peckville, Pa., serves notice on the contestant, the Hon. William Connell, that he protests against further taking of testimony on the part of said contestant, and that he will appear at no more hearings, the forty days allowed said contestant by the act of Congress being fully expired, the answer of the said respondent having been filed January 3, 1903, and he desires to begin the preparation of his own case.

Mr. GILROY. To all of which the attorney for the contestant objects, for the reason that no service of any answer of the respondent has ever been served upon the contestant or any of his attorneys of record; and, further, that the time allowed, to wit, forty days, has not at this time expired.

Now, February 12, 1903, p. m., hearing is adjourned until February 13, 1903, at 9 o'clock a. m., same place.

Now, February 13, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows Hall, Peckville, Pa.

Joseph F. Gilroy, esq., appears for contestant; Jesse E. Sickler, esq., appears for respondent.

Mr. SICKLER. I protest against the taking of testimony at this day and place. The forty days allowed contestant are passed, the answer of the contestee having been filed and notice thereof having been served on the contestant on the 3d day of January, 1903.

Mr. GILROY. We deny the allegation as contained in this protest as not being in accord with the facts, no notice having been served at this date.

GEORGE PAGE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1853, the 27th of June.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in Throop?—A. All the time.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Have you lived continuously in Throop, all the time?—A. Yes.

Q. Weren't you away during the strike?—A. I was away a month.

Q. Where?—A. Uniontown, Pa.

Q. What month?—A. June.

Q. Returned in June?—A. I got back the 2d of July.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to George Page, dated the 7th of October, 1893, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. That is your paper?—A. Yes, sir.

Q. Did you go to court for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 236, dated January 21, 1901, received of George Page \$2.63, taxes for the year 1900 for the district of Throop, including a county tax of 57 cents, signed George H. Haverly, collector.)

Q. Did you pay that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir. No; my uncle marked it.
 Q. Did you ask him to mark it?—A. Yes, sir.
 Q. Did you ask the board to allow him?—A. Yes, sir.
 Q. They said all right?—A. Yes, sir.
 Q. What reason did you give to the board?—A. Because I can't read or write.
 Q. Did you tell them that?—A. Yes, sir.
 Q. Did they ask you the reason?—A. They asked my reason, and I said I couldn't read or write.
 Q. Were you challenged?—A. No, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JAMES L. WALLACE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in the United States?—A. Eighteen years.
 Q. How long have you lived in Throop?—A. Ever since I have been in the country.
 Q. How long have you been living there the last time?—A. Five years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to James L. Wallace, dated the 5th of January, 1897, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 432, dated September 14, 1901; received of James L. Wallace \$2.19, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed George H. Haverly, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Haverly?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANDREW NICHOLS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you live in the United States?—A. Come in 1882.
 Q. How long have you lived in Throop?—A. Five years, going on six years.
 Q. Were you away during the strike?—A. No, sir.
 Q. Remained at home?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Andrew Nichols, jr., a native of England, dated the 16th of January, 1890, under the seal of the court, signed T. H. Dale, prothonotary.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 435, dated March 6, 1900; received of Andrew Nichols \$2.76, taxes for the year 1900 for the district of Throop, including a county tax of 57 cents, signed George H. Haverly, collector.)
 Q. Did you pay that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on in Throop?—A. Sanderson avenue.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. Yes, sir.
 Q. Did you, during the year 1901, pay a State or county tax?—A. No, sir.
 Q. Is this the last tax you paid?—A. Yes—no; I have paid some since, but not far enough back.
 Q. How far back?—A. Not until the election.
 Q. That is you haven't paid a tax between this time and the election?—A. No, sir.
 Q. This is March 6, 1900; is that the date you paid it?—A. Yes.

JOSEPH GURLESH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Hungary.
 Q. When?—A. 1859.
 Q. Are you living in Throop?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in Throop?—A. About fifteen years.
 Q. The last fifteen years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Wasn't away last summer?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Gurlish, a native of Austria, dated the 21st of September, 1896, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Did you go to court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 165, dated January 5, 1901; received of Joseph Gurlish \$12.46, taxes for the year 1900 for the district of Throop, including a county tax of \$3.55, signed George H. Haverly, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

EDWARD MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Throop.
 Q. When?—A. 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in Throop?—A. All my life.
 Q. Born there?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1116, dated December 2, 1901; received of Edward Murphy \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To Haverly?—A. Yes, sir.
 Q. On or about that date?—A. Yes, sir.

- Q. Marked it yourself?—A. Yes, sir. No; my uncle marked it.
 Q. Did you ask him to mark it?—A. Yes, sir.
 Q. Did you ask the board to allow him?—A. Yes, sir.
 Q. They said all right?—A. Yes, sir.
 Q. What reason did you give to the board?—A. Because I can't read or write.
 Q. Did you tell them that?—A. Yes, sir.
 Q. Did they ask you the reason?—A. They asked my reason, and I said I couldn't read or write.
 Q. Were you challenged?—A. No, sir.
 Q. Were you sworn in?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

JAMES L. WALLACE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1852.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in the United States?—A. Eighteen years.
 Q. How long have you lived in Throop?—A. Ever since I have been in the country.
 Q. How long have you been living there the last time?—A. Five years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to James L. Wallace, dated the 5th of January, 1897, under the seal of the court, signed J. H. Thomas, clerk.)
 Q. That is your paper?—A. Yes, sir.
 Q. Have you a State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 432, dated September 14, 1901; received of James L. Wallace \$2.19, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed George H. Haverly, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Haverly?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ANDREW NICHOLS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1862.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you live in the United States?—A. Come in 1882.
 Q. How long have you lived in Throop?—A. Five years, going on six years.
 Q. Were you away during the strike?—A. No, sir.
 Q. Remained at home?—A. Yes, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Andrew Nichols, jr., a native of England, dated the 16th of January, 1890, under the seal of the court, signed T. H. Dale, prothonotary.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 435, dated March 6, 1900; received of Andrew Nichols \$2.76, taxes for the year 1900 for the district of Throop, including a county tax of 57 cents, signed George H. Haverly, collector.)
 Q. Did you pay that yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.

- Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on in Throop?—A. Sanderson avenue.

By Mr. SICKLER:

- Q. Is this the only tax receipt you have with you?—A. Yes, sir.
 Q. Did you, during the year 1901, pay a State or county tax?—A. No, sir.
 Q. Is this the last tax you paid?—A. Yes—no; I have paid some since, but not far enough back.
 Q. How far back?—A. Not until the election.
 Q. That is you haven't paid a tax between this time and the election?—A. No, sir.
 Q. This is March 6, 1900; is that the date you paid it?—A. Yes.

JOSEPH GURLESH, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Hungary.
 Q. When?—A. 1859.
 Q. Are you living in Throop?—A. Yes, sir.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you come to the United States?—A. 1886.
 Q. How long have you lived in Throop?—A. About fifteen years.
 Q. The last fifteen years?—A. Yes, sir.
 Q. Continuously?—A. Yes, sir.
 Q. Wasn't away last summer?—A. No, sir.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Joseph Gurlesh, a native of Austria, dated the 21st of September, 1896, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. Is this your paper?—A. Yes, sir.
 Q. Did you go to court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 165, dated January 5, 1901; received of Joseph Gurlesh \$12.46, taxes for the year 1900 for the district of Throop, including a county tax of \$3.55, signed George H. Haverly, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. This is assessed on property?—A. Yes, sir.
 Q. Is the property in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

EDWARD MURPHY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Throop.
 Q. When?—A. 1879.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in Throop?—A. All my life.
 Q. Born there?—A. Yes, sir.
 Q. Were you away during the strike?—A. No, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 1116, dated December 2, 1901; received of Edward Murphy \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
 Q. Did you pay this yourself?—A. Yes, sir.
 Q. To Haverly?—A. Yes, sir.
 Q. On or about that date?—A. Yes, sir.

- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Swear in your vote?—A. Yes, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

THOMAS O'HARA, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
- Q. Where were you born?—A. Throop.
- Q. When?—A. 1870.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Throop.
- Q. How long have you lived in Throop?—A. Thirty-three years.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 37, dated March 8, 1901; received of Thomas O'Hara \$2.19, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed George H. Haverly, collector.)
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Went into the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

JOHN POLWITZ, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
- Q. Where were you born?—A. Austria.
- Q. When?—A. 1855.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Throop.
- Q. What year did you come to the United States?—A. 1884.
- Q. How long have you lived in Throop?—A. Eighteen years; ever since I came.
- Q. Haven't been out of the town?—A. No, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Polwitz, a native of Austria, dated the 15th of September, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
- Q. You went down and got this yourself?—A. Yes, sir.
- Q. Have you a tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 83, dated October 16, 1901; received of John Bolwitz \$14.90, taxes for the year 1901 for the district of Throop, including a county tax of \$3.19, signed G. H. Haverly, collector.)
- Q. Did you pay this yourself?—A. Yes, sir.
- Q. This is assessed on property?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Anybody challenge you?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

HENRY ARMSTRONG, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
- Q. Where were you born?—A. England.
- Q. When?—A. 1855.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in Throop?—A. Ever since.

Q. Haven't you been away at all?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Henry Armstrong, dated the 3d of October, 1891, under the seal of the court.)

Q. Did you get this yourself?—A. Yes, sir.

Q. Voted on it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 279, dated January 28, 1901, received of Henry Armstrong \$2.63, taxes for the year 1900 for the district of Throop, including a county tax of 57 cents, signed G. H. Haverly, collector, per Georgie.)

Q. You paid that to Georgie?—A. Yes, sir.

Q. She paid it to her father?—A. I guess so.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JAMES BAGLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1884.

Q. How long have you lived in Throop?—A. All the time.

Q. Came right to Throop?—A. One year out of it; I have been there seventeen years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to James Bagley, a native of Ireland, dated October 3, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)

Q. That is your paper?—A. Yes, sir.

Q. You got it from the court?—A. Yes, sir.

Q. Went down for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 32, dated September 16, 1901, for the district of Throop, including a county tax of 68 cents, signed, George H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

ANTHONY CORCORAN, JR., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Since I was born.

Q. Were you away during the strike?—A. No.

Q. Home?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 101, dated November 26, 1901, received of Anthony Corcoran \$3.24, taxes for the year 1901 for the district of Throop, including a county tax of 60 cents, signed, George H. Haverly, collector.)

- Q. You paid this yourself?—A. Yes, sir.
 Q. When did you pay it?—A. The date is there.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Swear in your vote?—A. No, sir.

JOE GUARDEZINS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Poland.
 Q. When?—A. 1853.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you come to the United States?—A. 1880.
 Q. How long have you lived in Throop?—A. I have been in Schuylkill county.
 Q. When did you come to Throop?—A. Fifteen years ago.
 Q. Lived there all the time for fifteen years?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Joseph Guardezins, dated the 27th of September, 1890, under the seal of the court.)
 Q. That is your paper?—A. Yes, sir.
 Q. Did you go to the court for it?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 78, dated October 10, 1901, received of Joseph Guardeznis \$24.80, taxes for the year 1901 for the district of Throop, including a county tax of \$6.00, signed George H. Haverly, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. When did you pay it?—A. That date.
 Q. October 10, 1901?—A. Yes, sir.
 Q. This is assessed on real estate?—A. Yes, sir.
 Q. Is it in your name?—A. Yes; it is in my name, and some of it in the woman; I have two properties.
 Q. And they are both assessed together?—A. Yes, sir.
 Q. Both assessed in your name?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

WILLIAM ARMSTRONG, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1880.
 Q. What day and month?—A. December 17.
 Q. How old were you last December?—A. 22.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in that election district?—A. All my life.
 Q. Have you had a tax receipt?—A. No, sir.
 Q. Never had a tax assessed to you?—A. No, sir.
 Q. Never paid one?—A. No, sir.
 Q. Voted on age at that election?—A. Yes, sir.
 Q. Did you swear in your vote?—A. Yes, sir.
 Q. Who swore for you?—A. My father.
 Q. He was your witness?—A. Yes, sir.
 Q. You were born in England?—A. Yes, sir.
 Q. Is your father here to-day?—A. Yes, sir.
 Q. Have you a naturalization certificate of your own?—A. No, sir.
 Q. You say your father swore in your vote?—A. Yes, sir.

Q. Do you remember whether you filed an affidavit?—A. No, sir.

Q. You signed no papers at all?—A. No, sir.

Q. Where do you live in Throop?—A. Main street.

By Mr. SICKLER:

Q. Did you vote on your father's papers?—A. Yes, sir.

Mr. GILROY. We ask to strike that out.

JOHN M. BURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. I am about 60 years old.

Q. You voted in Throop Borough?—A. Yes, sir.

Q. What year did you come to the United States?—A. 1862.

Q. Did you vote at the election held November 4, 1902, for the office of Congress-man?—A. Yes, sir.

Q. How long have you lived in Throop?—A. I was living in it before it was called Throop.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of the mayor's court of the city of Scranton to John Burke, a native of Ireland, dated the 6th of October, 1868, under the seal of the court, signed Charles H. Welles, clerk.)

Q. That was issued to you?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 173, dated December 30, 1901, received of John M. Burke \$10.33, taxes for the year 1901, for the district of Throop, including a county tax of \$2.25, signed G. H. Haverly, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. It is assessed on real estate?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. I marked it myself.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

THOMAS CONWAY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. I can't tell exactly the date; I come to this country in 1885.

Q. How long have you lived in Throop?—A. Ever since.

Q. Wasn't away during the strike?—A. No, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Thomas Conway, dated the 4th of October, 1890, under the seal of the court, signed W. G. Daniels, clerk.)

Q. You received this yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 4, dated August 16, 1901, received of Thomas Conway \$10.03, taxes for the year 1901, for the district of Throop, including a county tax of \$2.60, signed G. H. Haverly, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. When did you pay it?—A. On that date.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

BERNARD FARRELL, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Pittston, Pa.

Q. When?—A. 1858.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. I couldn't tell.

Q. How many years?—A. Somewhere around fifteen or sixteen.

Q. Continuously?—A. Yes, sir.

Q. Wasn't away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 623, dated September 12, 1902, received of Bernard Farrell \$11.75, taxes for the year 1901, for the district of Throop, including a county tax of \$2.98, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To whom did you pay it?—A. Haverly.

Q. Do you remember when?—A. The date that is on there.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the real estate in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

ROBERT FALLON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Scranton.

Q. When?—A. I couldn't say.

Q. About thirty-two years ago?—A. About twenty years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. About fifteen years.

Q. How old were you when you came to Throop?—A. 12 years.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 244, dated January 21, 1902, received of Robert Fallon \$4.45, taxes for the year 1900, for the district of Throop, including a county tax of 94 cents, signed George H. Haverly, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Do you remember when you paid that one?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Nobody challenged you?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Where did you say you were born?—A. Scranton.

Q. How old are you—you are more than 2 years old?—A. I am about 23 years old.

Q. Aren't you older than that?—A. No, sir.

MICHAEL McNULTY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Dickson City.

Q. When?—A. Twenty-six years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Two years.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 100, dated December 17, 1901, received of Michael McNulty \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 36 cents, signed G. H. Haverly, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL McHALE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1867.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Lifetime.

Q. Away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 552, dated March 25, 1902, received of Michael McHale \$1.95, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. When?—A. March 25, 1902.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

OWEN McCORMICK, Sr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1843.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1873.

Q. How long have you lived in Throop Borough?—A. Since 1882.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County, dated the 6th of October, 1887, to Owen McCormick, under the seal of the court, signed W. G. Daniels, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Got it yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 219, dated September 2, 1902, received of Owen McCormick \$20.59, taxes for the year 1902 for the district of Throop, including a county tax of \$3.83, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Haverly?—A. Yes, sir.

Q. Do you remember when you paid it?—A. The 29th of September last.

Q. That is the date you handed the money over?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Anyone challenge you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN McNULTY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Over two years.

Q. The last two years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. When did you move into Throop?—A. Two years September last.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt No. 471, dated March 20, 1902; received of John McNulty \$1.95, taxes for the year 1901, for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. Was this the first tax assessed to you in the borough?—A. Yes.

Q. What became of your first receipt?—A. It was destroyed.

Q. When was it destroyed?—A. Probably six months ago.

Q. When did you get this receipt?—A. Yesterday.

Q. Do you remember when you paid this tax?—A. Yes, sir.

Q. When was it?—A. March 20.

Q. You are sure of that?—A. Yes, sir.

Q. Had not about forgotten that?—A. No, sir.

Q. You remember during six months you paid it on that date?—A. Yes, sir.

Q. You told the collector you paid it March 20, and he gave you this receipt?—A. He had an account of it.

Q. He turned to his books first?—A. Yes, sir.

Q. You saw him do that?—A. I didn't see him, but I knew the date I paid it on.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL REGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Virginia.

Q. When?—A. 1857.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Pennsylvania?—A. Forty years.

Q. Been in this State forty years?—A. Yes, sir.

Q. How long have you lived in Throop?—A. Ever since it was a borough.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 122, dated December 3, 1901; received of Michael Regan \$3.24, taxes for the year 1901, for the district of Throop, including a county tax of 60 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN SYKES, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Germany.

Q. How long have you lived in Throop?—A. About fifteen years.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in this country?—A. Thirty-nine years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the mayor's court of the city of Scranton to John Sykes, a native of Germany, dated the 30th of September, 1875, under the seal of the court, signed A. M. Renshaw, clerk.)

Q. That is your paper?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 41, dated September 24, 1891; received of John Sykes \$12.34, taxes for the year 1901, for the district of Throop, including a county tax of \$2.74, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is it in your name?—A. In my name.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Remained there alone?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PATRICK TIERNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Schuylkill County, Pa.

Q. When?—A. 1840, November 20.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. About eight years.

Q. The last eight years?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 413, dated February 16, 1901; received of Patrick Tierney \$2.76, taxes for the year 1900, for the district of Throop, including a county tax of 57 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

GEORGE TAYLOR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1876.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in this country?—A. I came here in 1887.

Q. How long have you lived in Throop?—A. About six years.

Q. The last six years?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes; I was away about a month.

Q. Where were you?—A. Elmira.

Q. New York?—A. Yes, sir.

Q. When did you go there?—A. July.

Q. When did you return?—A. I returned the latter part of July.

Q. Working there?—A. Yes, sir.

Q. Are you a married man?—A. Yes, sir.

Q. Have you a naturalization paper?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 366, dated February 15, 1902; received of George Taylor \$1.96, taxes for the year 1901, for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid that tax yourself?—A. No, sir; my wife paid it.

Q. Paid it for you?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Mark it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. What street do you live on down in Throop?—A. Murray street.

By Mr. SICKLER:

Q. Did you intend to remain permanently in New York when you went there?—A. No, sir.

Q. You intended to return?—A. Yes, sir.

Q. Left your family here?—A. Yes, sir.

Q. Is your father a citizen of the United States?

Mr. GILROY. We object to that.

CHARLES GREB, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Germany.

Q. When?—A. 1862.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you live?—A. Throop.

Q. When did you come to this country?—A. 1880.

Q. How long have you lived in Throop?—A. About ten years.

Q. The last ten years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Balthrosus Greb, a native of Germany, dated the 9th of March, 1897, under the seal of the court, signed J. H. Thomas, clerk.)

Q. This is a paper you got yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 138, dated December 24, 1900, received of Charles Greb \$3.58, taxes for the year 1900, for the district of Throop, including a county tax of \$1.38, signed G. H. Haverly, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOHN GIBBONS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1875.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Twenty-eight years.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 288, dated February 4, 1901, received of John Gibbons, jr., \$2.08, taxes for the year 1900, for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Your father's name is John?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

PATRICK HAMMOND, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. About 1846.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1862.

Q. How long have you lived in Throop?—A. Eighteen years past.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Luzerne County to Patrick Hammond, a native of Ireland, dated the 2d of October, 1875, under the seal of the court, signed S. Brenneman, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 539, dated December 6, 1900, received of Patrick Hammond \$10.96, taxes for the year 1899, for the district of Throop, including a county tax of \$2.35, signed G. S. Stanton, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

P. J. McNULTY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Pennsylvania; Pottsville.

Q. When?—A. I couldn't say, but I am 41 years old.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Since September 7, 1900.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 149, dated December 17, 1901, received of P. J. McNulty \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid that tax yourself?—A. My wife paid it.

Q. Paid it for you?—A. Yes, sir.

Q. With your money?—A. Yes, sir.

Q. Did you have any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOHN McNEALIS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. When did you come to the United States?—A. 1875.

Q. How long have you lived in Throop?—A. Fifteen years.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John McNealis, dated the 4th of October, 1890, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You received that paper yourself?—A. Yes, sir.

Q. Went to the court for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 377, dated February 8, 1901, received of John McNealis \$2.08, taxes for the year 1900, for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. Paid it to Mr. Haverly?—A. To his daughter.

Q. Do you remember when you paid it?—A. On that date.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN REGAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Ever since it has been a borough.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. I was away in June.

Q. Where?—A. Susquehanna County, Pa.

Q. Returned in June?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 314, dated February 17, 1902, received of John Regan \$3.40, taxes for the year 1901, for the district of Throop, including a county tax of 60 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN STIERROTTA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Austria.

Q. When?—A. 1842.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1888.

Q. How long have you lived in Throop?—A. Seventeen years.

Q. Been there all the time?—A. I went to soft coal.

Q. During the strike?—A. No; before.

Q. When did you come back?—A. I worked three places.

Q. How long have you lived in Throop the last time?—A. Seventeen years.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Stierrotta, dated the 18th of November, 1895, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. You got this paper yourself.—A. Yes, sir; somebody go for it.

Q. And they got it?—A. No; that is the second.

Q. Did you go for it yourself?—A. Sent somebody down.

Q. Are you sure of that?—A. Yes; that is the second paper.

Q. Did you lose one of your papers?—A. One I got first.

Q. You went down for this yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 226, dated January 19, 1901, received of John Stierrotta \$10.70, taxes for the year 1900, for the district of Throop, including a county tax of \$3.14, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. All the time?—A. Yes, sir.

Q. Are you in business?—A. No, sir.

Q. Nobody marked your ballot for you?—A. No, sir.

Q. You went in alone?—A. Yes, sir.

Q. Nobody challenged you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

P. J. STANZHORN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Wayne County, Pa.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Twenty-one years.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 28, dated September 14, 1901, received of P. J. Stanzhorn \$18.75, taxes for the year 1900, for the district of Throop, including a county tax of \$4.24, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is it in your name?—A. In both my name and my wife's.

Q. The title deed is to both of you?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

PETER GAFFNEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1856.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. When did you come to this country?—A. 1881.

Q. How long have you lived in Throop?—A. Fourteen years.

Q. The last fourteen years?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Peter Gaffney, a native of Ireland, dated the 4th of October, 1890, under the seal of the court.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 42, dated September 27, 1901, received of Peter Gaffney \$17.42, taxes for the year 1901, for the district of Throop, including a county tax of \$3.73, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN QUINN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Taylorville, Pa.

Q. When?—A. I can't tell you.

Q. How old are you?—A. Thirty years.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Twelve years.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated February 27, 1902, received of John Quinn \$2.05, taxes for the year 1901, for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid that tax yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

JOHN FITZGERALD, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1847.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. Fifteen years ago.

Q. How long have you lived in Throop?—A. Fifteen years.

Q. All the time?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Fitzgerald, dated the 6th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Is this your paper?—A. Yes, sir.

Q. You got it yourself?—A. Yes, sir.

Q. Didn't send anyone down for it?—A. No, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 268, dated January 30, 1902, received of John Fitzgerald \$11.91, taxes for the year 1901, for the district of Troop, including a county tax of \$3.21, signed G. H. Haverly, collector.)

Q. Did you pay that yourself?—A. Yes, sir.

Q. Do you remember when?—A. On that date.

Q. This is on property?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

- Q. Anybody challenge you?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

ALEXANDER JOHNSON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Nova Scotia, Canada.
 Q. When?—A. 1856.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you come from Canada?—A. 1881.
 Q. How long have you lived in Throop?—A. Twelve years.
 Q. The last twelve years?—A. Yes, sir.
 Q. All the time?—A. Yes, sir.
 Q. Have you naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Alexander Johnson, a native of Canada, dated the 19th of September, 1900, under the seal of the court, signed J. Copeland, prothonotary.)
 Q. You got this yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 82, dated October 15, 1901; received of Alexander Johnson \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
 Q. You paid this yourself.—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.

PATRICK BURKE, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Schuylkill County, Pa.
 Q. When?—A. 1867.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in Throop?—A. Four or five years now.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. Buffalo.
 Q. Were you working there?—A. Yes, sir.
 Q. When did you go there?—A. July or August.
 Q. When did you return?—A. The last of October.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 447, dated March 20, 1902; received of Patrick Burke \$1.95, taxes for the year 1900 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
 Q. You paid that tax yourself?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. What street do you live on?—A. Boulevard.

By Mr. SICKLER:

- Q. Did you go to Buffalo for the purpose of finding temporary employment?—A. I was only out three weeks.
 Q. You didn't intend to make it your home?—A. No, sir.
 Q. You intended to return?—A. Yes, sir.

JAMES BROWN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1865.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. When did you come to the United States?—A. 1881.
 Q. How long have you lived in Throop?—A. Before it was a borough.
 Q. How long was it a borough?—A. More than eight years.
 Q. Have you lived there continuously?—A. For three years.
 Q. Prior to this election?—A. Yes, sir.
 Q. That was continuously?—A. Over two and a half years.
 Q. Have you a naturalization paper?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to James Brown, dated the 6th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)
 Q. You got this yourself?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 287, dated February 1, 1902; received of James Brown \$4.02, taxes for the year 1901 for the district of Throop, including a county tax of 83 cents, signed G. H. Haverly, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. Did you receive assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

WILLIAM ABBOTT, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. England.
 Q. When?—A. 1861.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. What year did you come to the United States?—A. About 1872.
 Q. How long have you lived in Throop?—A. Seventeen years.
 Q. The last seventeen years?—A. Yes, sir.
 Q. Have you naturalization certificate?—A. Yes, sir.
 (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to William Abbott, a native of England, dated the 6th of October, 1894, under the seal of the court, signed C. E. Pryor, prothonotary.)
 Q. You got this yourself?—A. Yes, sir.
 Q. Have you tax receipt?—A. Yes, sir.
 (Witness produces tax receipt No. 276, dated January 23, 1901, for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)
 Q. You paid that yourself?—A. Yes, sir.
 Q. To Mr. Haverly?—A. Yes, sir.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. Did you swear in your vote?—A. No, sir.

PATRICK BAGLEY, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1866.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. When did you come to the United States?—A. I came in 1886.

Q. How long have you lived in Throop?—A. Fifteen or sixteen years.

Q. Were you away during the strike?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Bagley, a native of Ireland, dated the 4th of October, 1890, signed J. H. Thomas, clerk.)

Q. You got that yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 431, dated March 5, 1901; received of Patrick Bagley \$13.62, taxes for the year 1900 for the district of Throop, including a county tax of \$3.04, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Paid it to Mr. Haverly?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL BAGLEY, Jr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1887.

Q. How long have you lived in Throop?—A. All the time.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. New Jersey.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. I went in April.

Q. Returned the latter part of July or August?—A. Yes, sir.

Q. Where were you?—A. New York City.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of quarter sessions of Lackawanna County to Michael Bagley, a native of Ireland, dated the 17th of September, 1900, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 122, dated 12/24/02, received of Michael Bagley \$15.18, taxes for the year 1902, for the district of Throop, including a county tax of \$2.88, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Where do you live?—A. Boulevard.

By Mr. SICKLER:

Q. Is this the only tax receipt you have with you?—A. Yes, sir.

Q. When did you pay this tax?—A. It gives the date.

Q. 12/24/02; does that mean December?—A. The last month of the year.

Q. December 24, 1902?—A. Yes, sir.

Q. Did you during the year 1901 pay a State or county tax?—A. That is 1901.

Q. It is paid in 1902; did you pay tax for 1901?—A. Yes.

Q. Where did you pay it?—A. Throop.

Q. Do you remember about what time of the year 1901?—A. About the latter end of it.

By Mr. GILROY:

Q. If you paid that tax you have the receipt at home?—A. Yes.

Q. You were subpoenaed to bring it here?—A. I thought this was all right.

By Mr. SICKLER:

Q. Did you intend to make it your home in New York City?—A. No.

Q. You went there for the purpose of finding work during the strike?—A. Yes, sir.

Q. You intended to return?—A. Yes, sir.

MICHAEL BAGLEY, Sr., called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. Sixty-seven years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. Fifteen years ago.

Q. How long have you lived in Throop?—A. All the time.

Q. Have you naturalization certificate?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Bagley, a native of Ireland, dated the 14th of December, 1892, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You got that yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 31, dated September 10, 1901, received of Michael Bagley \$34.84, taxes for the year 1901, for the district of Throop, including a county tax of \$8.20, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

BERNARD BAGLEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1887.

Q. How long have you lived in Throop?—A. Since that time.

Q. Were you away during the strike?—A. Yes; New York City.

Q. When did you go there?—A. The latter part of June.

Q. When did you return?—A. The middle of August.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Bernard Bagley, dated the 17th of September, 1900, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. You came in 1887?—A. Yes, sir.

Q. What time?—A. I disremember the date.

Q. Do you remember whether it was spring or fall?—A. Early spring.

Q. Did you get that paper yourself?—A. Yes, sir.

Q. Have you tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 33, dated October 13, 1902, received of Bernard Bagley \$2.28, taxes for the year 1902, for the district of Throop, including a county tax of 45 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Do you live on the boulevard?—A. Brick street.

Q. Did you swear in your vote?—A. No, sir.

Q. You were not challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

(Witness produces tax receipt No. 33, dated September 16, 1901, received of Bernard Bagley \$2.29, taxes for the year 1901, for the district of Throop, including a county tax of 45 cents, signed G. H. Haverly, collector.)

Q. This you paid for yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

By Mr. SICKLER:

Q. Did you intend to locate permanently in New York City last summer?—A. No, sir.

Q. You didn't intend to stay there?—A. No, sir.

Q. You intended to come home?—A. Yes, sir.

JOHN R. ELDRIDGE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1861.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in Throop?—A. Five years.

Q. The last five years?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court.)

By Mr. SICKLER:

Q. Did you during the year 1901 pay a State or county tax?—A. Yes; paid tax every year for the last forty years.

Q. You did then?—A. Yes, sir.

Q. About what time of the year did you pay it?—A. Every year.

Q. Could you tell us about what time you paid it in 1901?—A. I think in October.

Q. To whom did you pay it?—A. Haverly.

Q. Where did you pay it?—A. In his store; I have the receipts at home on the table.

STEPHEN GLENSKY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Austria.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to this country?—A. 1881 or 1882.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to Stephen Glensky, a native of Austria, dated the 24th of January, 1892, under the seal of the court, signed C. E. Pryor, prothonotary.)

Q. Have you a tax receipt?—A. Yes, sir.

Q. How long have you lived in Throop?—A. Four years.

(Witness produces tax receipt No. 489, dated May 14, 1901, received of Steve Glensky \$12.37, taxes for the year 1900, for the district of Throop, including a county tax of \$3.60, signed G. H. Haverly, collector.)

Q. Did you pay this tax yourself?—A. Yes, sir.

Q. Is it on real estate?—A. Yes, sir.

Q. Is it assessed in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

CHARLES WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1874.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. In Throop; not for Connell.

Q. What year did you come to the United States?—A. 1881.

Q. How long have you lived in Throop?—A. About ten years.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 8th of June, 1892, to Charles Williams, a native of England, under the seal of the court, signed, C. E. Pryor, prothonotary.) [Sheet of copy missing.]

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Rudolph Dolofsky, a native of Russia, dated the 4th of October, 1894, under the seal of the court, signed, J. H. Thomas, clerk.)

Q. You got this yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 271, dated January 15, 1901, received of Rudolph Dahosky \$10.49, taxes for the year 1901 for the district of Throop, including a county tax of \$2.108, signed, G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN BROWN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. Forty-eight years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1886.

Q. How long have you lived in Throop?—A. Seventeen years; I was five years away.

Q. How long have you lived there the last time?—A. Two years last May.

Q. Continuously?—A. Yes; I was away during the strike.

Q. Where?—A. New York City.

Q. When did you return?—A. I was back three weeks before the strike ended.

Q. Were you working there?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to John Brown, dated the 2d of May, 1894, under the seal of the court, signed J. H. Thomas, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 125, dated December 31, 1901, received of John Brown \$8.60, taxes for the year 1901, for the district of Throop, including a county tax of \$1.82, signed J. A. Scranton, county treasurer.)

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. You were working in New York?—A. Yes, sir.

Q. You intended to make it your home?—A. Yes, sir.

PATRICK COAR, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1880.

Q. How long have you lived in Throop?—A. Eighteen years.

Q. Continuously?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Patrick Coar, dated the 7th of October, 1887, under the seal of the court, signed W. G. Daniels, clerk.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 215, dated January 7, 1902, received of Patrick Coar, \$10.83, taxes for the year 1901 for the district of Throop, including a county tax of \$2.25, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

ROBERT R. GARRETT, called, and, it appearing that the witness was deaf and dumb, he was dismissed.

FRANK HEFFRON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. All my life.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 593, dated April 7, 1902, received of Frank Heffron \$1.95, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed, G. H. Haverly, collector.)

Q. You paid that yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

NIELL CONWAY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1878.

Q. How long have you lived in Throop?—A. Nine and a half years.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Niell Conway, dated the 17th of September, 1887, under the seal of the court, signed, J. H. Thomas, clerk.)

Q. You got this paper yourself?—A. Yes, sir.

Q. You went to court for it?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 10, dated September 26, 1902, received of Niell Conway \$10.79, taxes for the year 1902, for the district of Throop, including a county tax of \$1.95, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Do you own the property yourself?—A. Yes, sir.

Q. Did you mark your ballot yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

GEORGE R. COOPER, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1853.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1882.

Q. How long have you lived in Throop?—A. Three years.

Q. Continuously?—A. Yes; I was away four weeks at the time of the strike, in June.

Q. Where were you?—A. In the west.

Q. Working or on a visit?—A. I was away working three weeks.

Q. What part of the west?—A. Pennsylvania.

Q. In June you returned?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George R. Cooper, a native of England, dated the 3d of October, 1891, under the seal of the court, signed Thomas H. Dale, prothonotary.)

Q. Did you receive this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 178, dated December 30, 1901, received of George R. Cooper \$2.29, taxes for the year 1901 for the district of Throop, including a county tax of 45 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

ED. COSTELLO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Providence, Pa.

Q. When?—A. Twenty-six years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Four years.

Q. Continuously?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 261, dated January 2, 1901, received of Ed. Costello \$2.08, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)

- Q. Did you pay that tax yourself?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

EDWARD CALLAHAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
- Q. Where were you born?—A. Pittston, Pa.
- Q. When?—A. 1853.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Throop.
- Q. How long have you lived in Throop?—A. Nineteen years.
- Q. The last nineteen years continuously?—A. Yes, sir.
- Q. Were you away during the strike?—A. No, sir.
- Q. Have you a State or county tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. 484, dated April 19, 1901, received of Edward Callahan \$11.34, taxes for the year 1900 for the district of Throop, including a county tax of \$2.52, signed G. H. Haverly, collector.)
- Q. You paid this yourself?—A. My money paid it.
- Q. Do you remember when you paid it?—A. The date of the receipt.
- Q. This is assessed on real estate?—A. Yes, sir.
- Q. Is the property in your name?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Did you file an affidavit?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Were you challenged?—A. No, sir.

JOHN CORRIGAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1852.
- Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Throop.
- Q. What year did you come to the United States?—A. 1869.
- Q. How long have you lived in Throop?—A. Ten years.
- Q. The last ten years?—A. Yes, sir.
- Q. Continuously?—A. Yes, sir.
- Q. Have you a naturalization paper?—A. Yes, sir.
- (Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Corrigan, dated the 6th of October, 1888, under the seal of the court, signed Thomas H. Dale, prothonotary.)
- Q. You got this paper yourself?—A. Yes, sir.
- Q. You have tax receipt?—A. Yes, sir.
- (Witness produces tax receipt No. —, dated May 22, 1902, received of John Corrigan \$1.75, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
- Q. You paid that yourself?—A. Yes, sir.
- Q. To Haverly?—Yes, sir.
- Q. On the date of the receipt?—A. I don't remember the date.
- Q. You got this receipt the day you paid it?—A. Yes, sir.
- Q. Did you receive any assistance marking your ballot?—A. No.
- Q. Marked it yourself?—A. Yes, sir.
- Q. Were you in the booth alone?—A. Yes, sir.
- Q. Were you challenged?—A. No, sir.
- Q. Did you swear in your vote?—A. No, sir.
- Q. Did you file an affidavit?—A. No, sir.

HERBERT COPP, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. England.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1883.

Q. How long have you lived in Throop?—A. Three years last September.

Q. Continuously?—A. Yes, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Herbert Copp, dated the 18th of September, 1899, under the seal of the court, signed Thomas P. Daniels, clerk.)

Q. Have you got tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 40, dated September 27, 1901, received of Herbert Copp \$11.72, taxes for the year 1900 for the district of Throop, including a county tax of \$3.25, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. This is assessed on property?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MARTIN GARVEY, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. America.

Q. In the United States?—A. Yes, sir.

Q. When?—A. 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. All my life.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. Susquehanna County.

Q. When did you go there?—A. May.

Q. When did you return?—A. The first of October.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. —, dated May 8, 1902, received of Martin Garvey \$1.95, taxes for the year 1902 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. What street do you live on?—A. Dunmore street.

By Mr. SICKLER:

Q. Did you intend to make it your home in Susquehanna County?—A. No, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

Q. You left your family here?—A. Yes, sir.

MICHAEL GRECULA, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Austria.

Q. When?—A. 1861.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1880.

Q. How long have you lived in Throop?—A. Five years next month.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of quarter sessions of Lackawanna County to Michael Grecula, a native of Austria, dated the 17th of September, 1894, under the seal of the court.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 282, dated January 31, 1902; received of Michael Grecula \$11.55, taxes for the year 1901 for the district of Throop, including a county tax of \$3.21, signed G. H. Haverly, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. On real estate it is assessed?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

ANDREW DOLZIK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Russia.

Q. When?—A. 1873.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1890.

Q. How long have you lived in Throop?—A. Ten years.

Q. The last ten years?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Andrew Dolzik, dated the 11th of March, 1901, under the seal of the court, signed J. Copeland, prothonotary.)

Q. Did you get that paper yourself?—A. Yes, sir.

(Witness produces tax receipt No. 163, dated December 20, 1901, received of Andrew Dolzik \$1.86, taxes for the year 1901 for the district of Throop, including county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. Were you sworn?—A. No, sir.

Q. Did you have assistance marking your ballot?—A. No.

Q. Did you file an affidavit?—A. No, sir.

Q. Were you challenged?—A. No, sir.

OWEN McCORMICK, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Pittston, Pa.

Q. When?—A. 1881.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. I come there the year after I was born.

Q. You lived there ever since?—A. Yes, sir.

Q. Continuously?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. No, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. What street do you live on?—A. Boulevard road.

By Mr. SICKLER:

Q. You were born in 1881?—A. Yes, sir.

Q. What month and day?—A. May 14th.

Q. Then you were 21 the 14th day of last May?—A. Yes, sir.

Q. Did you vote on age?—A. Yes, sir.

Q. Were you registered?

Mr. GILROY. We object to that; the registry list is the best evidence of that.

A. The year before that for delegate.

Q. Well, were you registered? Did the election officers repeat your name from the list?—A. They took my name right through.

Q. You didn't file an affidavit?—A. No, sir.

HENRY OLENDIKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Throop.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Born there.

Q. Lived there all your life?—A. Yes, sir.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 416, dated February 16, 1901, received of Henry Olendike \$2.19, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Were you challenged?—A. No.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JAMES ROGERS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Dickson City.

Q. When?—A. 1871.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Seventeen or eighteen years.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where?—A. New York City.

Q. Working there?—A. Yes, sir.

Q. When did you go there?—A. The latter part of July.

Q. When did you return?—A. After the strike was settled.

Q. Did you come back after they were working?—A. Yes, sir.

Q. When did you get back?—A. Election day.

Q. November 4, 1902?—A. Yes, sir.

Q. Where do you live?—A. Boulevard road.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 436, dated March 20, 1902, received of James Rogers \$1.95, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. Do you remember when this tax was paid?—A. It was paid March, 1902.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

By Mr. SICKLER:

Q. Did you go to New York for the purpose of finding temporary employment?—A. Yes, sir.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

JAMES McHALE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Olyphant.

Q. When?—A. 1870.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Since last March.

Q. March, 1902?—A. Yes, sir.

Q. Were you away during the strike?—A. No, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 206, dated January 18, 1901; received of James McHale \$7.10, taxes for the year 1900 for the district of Throop, including a county tax of \$1.69, signed G. H. Haverly, collector.)

Q. You paid this tax yourself?—A. My wife paid it.

Q. Paid it for you?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Were you challenged?—A. No, sir.

GEORGE PLESCO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Austria.

Q. When?—A. 1865.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1885.

Q. How long have you lived in Throop?—A. Sixteen years, pretty close.

Q. How old were you when you came to this country?—A. Going on 19 years.

Q. Were you 18 years when you landed?—A. Yes, sir.

Q. And you landed when?—A. 1885.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to George Plesco, a native of Hungary, dated the 6th of October, 1888.)

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 254, dated January 22, 1901, received of George Plesco \$16.24, taxes for the year 1900 for the district of Throop, including a county tax of \$4.45, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir; my wife paid it.

Q. Were you away during the strike?—A. No, sir.

Q. This is property in your wife's name?—A. One place to me and one to her.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Did you mark it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Where do you live?—A. Sanderson street.

Q. Did you swear in your vote?—A. No, sir.

Q. Was one of these paid on your own property and one on your wife's?—A. In my name; that time I buy another.

Q. Are they assessed in your name?

Mr. GILROY. We object to that.

A. Yes, sir.

LOUIS POLESKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Russia.

Q. What year were you born?—A. 1872.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1884.

Q. You went to Illinois?—A. Yes, sir.

Q. When did you come into Throop?—A. About three years ago.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the circuit court of the county of Cook, Ill., to Louis Poleski, dated the 15th of October, 1890, under the seal of the court, signed John O. Cook, clerk.)

Q. Did you get this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 220, dated January 14, 1902, received of Louis Poleski \$1.88, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

JOSEPH MIKUS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Russia.

Q. When?—A. 1879.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1896.

Q. How long have you lived in Throop?—A. Six years.

Q. All the time?—A. Yes, sir.

Q. Are you married?—A. No, sir.

Q. Have you a naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate, issued out of the court of common pleas of Lackawanna County to Joseph Mikus, dated the 12th of May, 1902, under the seal of the court, signed J. Copeland, prothonotary.)

Q. That is the first time you voted?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 517, dated March 22, 1902, received of Joseph Mikus \$2.05, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Did you swear in your vote?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

JOHN RUZINSKI, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Austria.

Q. When?—A. 1868.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. What year did you come to the United States?—A. 1888.

Q. How long have you lived in Throop?—A. Twelve years.

Q. All the time?—A. Yes, sir.

Q. Were you away during the strike?—A. Yes, sir.

Q. Where did you go?—A. I stayed home.

Q. You were not away?—A. No, sir.

Q. Have you naturalization paper?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County to John Ruzinski, a native of Austria, dated the 28th of September, 1896.)

Q. Did you get this paper yourself?—A. Yes, sir.

Q. Have you a tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 323, dated January 19, 1901, received of John Ruzinski \$2.08, taxes for the year 1900 for the district of Throop, including a county tax of 38 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Went into the booth alone?—A. Yes, sir.

Q. Anybody challenge you?—A. No, sir.

Q. Were you sworn in?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

ANTHONY CORCORAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1841.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. Have you a naturalization paper?—A. I had them; I haven't them now.

Q. Have you State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 275, dated January 23, 1901, received of Anthony Corcoran \$17.12, taxes for the year 1900 for the district of Throop, including a county tax of \$4.02, signed G. H. Haverly, collector.)

Q. You paid this tax yourself?—A. Yes, sir.

Q. This is assessed on real estate?—A. Yes, sir.

Q. Is it in your name?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. You were not sworn?—A. No, sir.

Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Where do you live?—A. Dunmore street.

Now, 12 o'clock noon, February 13, 1903, hearing is adjourned until 1 o'clock p. m., same day.

Now, 1 o'clock p. m., February 13, 1903, pursuant to the last adjournment, hearing is resumed.

WILLIAM BURKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Throop.

Q. Where were you born?—A. Avoca, Pa.

Q. When?—A. Twenty-eight years ago.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Throop.

Q. How long have you lived in Throop?—A. Since it was incorporated a borough.

Q. Continuously?—A. Yes, sir.

Q. Have you a State or county tax receipt?—A. Yes, sir.

(Witness produces tax receipt No. 131, dated December 10, 1901, received of William Burke \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)

Q. You paid this yourself?—A. Yes, sir.

Q. To Mr. Haverly?—A. Yes, sir.

Q. Paid it in December 10, 1901?—A. Yes, sir.

Q. Did you receive any assistance marking your ballot?—A. No.

Q. Marked it yourself?—A. Yes, sir.

Q. Were you in the booth alone?—A. Yes, sir.

Q. Were you challenged?—A. No, sir.

Q. Were you sworn in?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

MICHAEL HAMMOND, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. Parsons, Pa.
 Q. When?—A. 1874.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in Throop?—A. Eighteen or nineteen years.
 Q. Continuously?—A. Yes, sir.
 Q. Have you State or county tax receipt?—A. Yes, sir.
 Q. With you?—A. No, sir.
 Q. Did you have assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.
 Q. Did you file an affidavit?—A. No, sir.
 Q. What street do you live on?—A. Dunmore street.

By Mr. SICKLER:

- Q. When did you pay your last tax?—A. I couldn't tell you.
 Q. Tell us about when.—A. I couldn't tell; I didn't pay my last tax yet.
 Q. Did you, during the year 1901, pay a State or county tax?—A. Yes, sir.
 Q. To whom did you pay it?—A. Haverly.
 Q. The collector?—A. Yes, sir.
 Q. Where did you pay it—at his house?—A. Yes, sir.
 Q. To him?—A. Yes, sir.
 Q. At his office?—A. Yes, sir.
 Q. About what time of the year did you pay that?—A. I couldn't say that.
 Q. Could you tell us somewhere near?—A. No, I couldn't.

By Mr. GILROY:

- Q. Are you sure you paid a tax in 1901 or 1900? Would you be positive as to that?—
 A. I would be positive it was in 1901.
 Q. You couldn't say what month?—A. No, sir.
 Q. If you paid it, you received a receipt?—A. Yes, sir.
 Q. And that you have at home?—A. Yes, sir.

MARTIN MCGOWAN, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Throop.
 Q. Where were you born?—A. In this county.
 Q. When?—A. 1875.
 Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.
 Q. Where did you vote?—A. Throop.
 Q. How long have you lived in Throop?—A. A good many years.
 Q. Were you away during the strike?—A. Yes, sir.
 Q. Where?—A. Illinois.
 Q. Working there?—A. Yes, sir.
 Q. When did you return?—A. October; but I changed my residence only temporarily.
 Q. When did you leave to go?—A. Some time in May or June.
 Q. You returned some time in October?—A. Yes, sir.
 (Witness produces tax receipt No. 64, dated September 30, 1901, received of Martin McGowan \$1.86, taxes for the year 1901 for the district of Throop, including a county tax of 30 cents, signed G. H. Haverly, collector.)
 Q. You paid this yourself?—A. Yes, sir.
 Q. To Mr. Haverly?—A. Yes, sir.
 Q. Do you remember when?—A. I don't just remember the date; I suppose it is on there.
 Q. September 30, 1901; was it paid on that date?—A. I suppose it was.
 Q. Did you receive any assistance marking your ballot?—A. No.
 Q. Marked it yourself?—A. Yes, sir.
 Q. Did you swear in your vote?—A. No, sir.
 Q. Were you challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Where do you live?—A. I live right at the schoolhouse.

By Mr. SICKLER:

Q. You say your stay in Illinois was only temporarily?—A. Well, yes.

Q. That is, when you went there you didn't intend to remain and make it your home there?—A. No, sir.

Q. You kept your residence here and intended to return?—A. Yes; I didn't take all my clothes with me.

Q. You intended to return as soon as the strike was over?—A. Yes, sir.

By Mr. GILROY:

Q. If the strike would have continued longer, you would have continued out there?—A. I don't know as I would.

Now, February 13, 1903, p. m., hearing is adjourned until February 14, 1903, at 9 o'clock a. m., same place.

Now, February 14, 1903, at 9 o'clock a. m., pursuant to the last adjournment, hearing of evidence on the part of the contestant is resumed before C. A. Battenberg, commissioner, at Odd Fellows' Hall, Peckville, Pa. •

Joseph F. Gilroy, esq., appears for contestant. Jesse E. Sickler, esq., appears for respondent.

AUGUST OLLENDIKE, called and sworn.

By Mr. GILROY:

Witness is dismissed, having presented proper papers to qualify him.

JOHN PATLUWITZ, called and sworn.

Direct examination by Mr. GILROY:

Q. Do you know Andrew Nichols, of Throop?—A. Yes, sir.

Q. What is his politics; is he Democrat or Republican?—A. I can't tell you sure, now.

Q. Do you know who he worked for for Congress?—A. No, sir; only what he said yesterday; he just blowed against Connell yesterday.

Q. Did he talk for Howell?—A. Yes, sir.

Q. Before and after the election?—A. Yes, sir.

Q. Do you know Bernard Bagley?—A. Yes, sir.

Q. How long have you known him?—A. He come into this country after me.

Q. You have known him since he has been in this country?—A. Yes; he is a Democrat all the time—the whole family; he has three or four sons.

Q. They are all Democrats?—A. Yes, sir.

Q. Do you know Martin Garvey?—A. Yes, sir.

Q. How long have you known him?—A. About fifteen years.

Q. What are his politics?—A. He has always been a Democrat since he started to vote.

Q. Did he support Howell last fall election?—A. Yes, sir.

Q. George Pulasko?—A. He is a Democrat.

Q. How long have you known George?—A. About fifteen years or sixteen.

Q. He is a Democrat in politics?—A. Yes, sir.

Q. Do you know Anthony Corcoran?—A. Yes.

Q. What is he?—A. He is a Democrat.

Q. How long have you known him?—A. Ten years.

Q. Do you know Michael Hammond?—A. He is a Democrat.

Q. How long have you known him?—A. Fifteen years.

Q. James Rogers?—A. Yes; he is a Democrat.

Q. How long have you known him?—A. Eighteen years.

Q. John J. Brown?—A. He is a Democrat.

Q. How long have you known him?—A. The same time, seventeen or eighteen years.

Q. He has always been a Democrat?—A. Yes, sir.

Q. Owen McCormick, do you know him?—A. Yes; he is a Democrat, and he always fights me because I am a Republican.

Q. Michael Bagley, jr.?—A. He is a Democrat.

Q. Martin McGowan?—A. He is a Democrat.

Q. How long have you known him?—A. Since he is a little boy.

Q. Patrick Burke?—A. He is a Democrat.

- Q. Do you know E. T. Hanahue?—A. Yes; he is a Democrat.
 Q. William Loughney?—A. Yes; he is a Democrat.
 Q. Do you know G. J. Morgan?—A. He is a Republican.
 Q. Who was he supporting for Congress last fall?—A. All those Welshmen went for Howell.
 Q. You heard him and his friends talk for Howell before the election?—A. Yes, sir.
 Q. John McHale?—A. He is a Democrat.
 Q. John O'Hara?—A. He is a solid Democrat.
 Q. Patrick O'Hara?—A. He is a Democrat.
 Q. I have read you 19 names, and 18 of these men are Democrats?—A. Yes, sir.
 Q. You say George J. Morgan is a Republican?—A. Yes, sir.
 Q. But that he supported Howell before the last election?—A. Yes, sir.
 Q. These 19 men, the names I have read, are all voters of Throop Borough, and you have known all these men for a period of from eight to fifteen years?—A. Yes, sir.
 Q. You are in business down there?—A. Yes, sir.
 Q. And have a chance to know these people?—A. Yes, sir.
 Q. You voted there for eighteen years?—A. Yes, sir.

By Mr. SICKLER:

- Q. What is your name?—A. John Potlowitz.
 Q. How long have you lived in Throop?—A. Eighteen years; since 1884.
 Q. I understand you to say you don't know whether Andrew Nichols is a Democrat or a Republican?—A. Probably he would jump.
 Q. Do you know?—A. Why, he jumped last fall.
 Q. You don't know anything about it?—A. Yesterday he said in a bluff.
 Q. What did he say yesterday?—A. He said he wouldn't go for Bill Connell.
 Q. Did he say he would or he wouldn't?—A. He said he wouldn't.
 Q. You don't know how he voted?—A. No, sir.
 Q. You didn't see his ballot?—A. No, sir.
 Q. This man Bernard Bagley?—A. He is a Democrat.
 Q. Does he always vote the Democratic ticket?—A. Yes, sir.
 Q. Never voted anything else?—A. No, sir.
 Q. How do you know?—A. I know what he blows to the people.
 Q. You don't know how that man voted last fall?—A. No, sir.
 Q. Martin Garvey, you say he is a Democrat?—A. Yes, sir; I hear it talked he is a Democrat.
 Q. You hear it talked?—A. Yes; for many years.
 Q. Did they tell you he is a Democrat?—A. Certainly.
 Q. Do you know how he votes?—A. I am sure.
 Q. You never saw him there?
 Mr. GILROY. We move to strike that out.
 Q. George Pulasco?—A. He is a dumb man; he can not sign his name.
 Q. Then he is neither a Democrat or a Republican?—A. He is a Democrat.
 Q. How do you know?—A. Because he told me that.
 Q. When did he tell you that?—A. In time.
 Q. Can you tell me what date?—A. Yes; election day.
 Q. Do you know how he voted?—A. No; because I am a Republican he wouldn't take me in.
 Q. You don't know how he voted?—A. No, sir.
 Q. Anthony Corcoran; you say he is a Democrat?—A. Yes, sir.
 Q. How long have you known him?—A. Since I came to the country.
 Q. How long have you been in the country?—A. From 1884.
 Q. Didn't you say in direct examination you had known him ten years?—A. Yes; eight or ten.
 Q. Where does he live?—A. Dunmore.
 Q. How long has he lived in Dunmore?—A. Right after election.
 Mr. GILROY. We object to that as not cross-examination.
 Q. Michael Hammond; he is a Democrat?—A. Yes, sir.
 Q. You don't know how he voted last fall?—A. He is always a Democrat; only what I see him talking on the road.
 Q. Did he tell you how he voted last fall?—A. No, sir.
 Q. James Rogers; you say he is a Democrat?—A. Yes; he is a regular Democrat. That is the way he talks.
 Q. You don't know how he voted?—A. No.
 Q. Do you know how John J. Brown voted?—A. No, sir; he is a Democrat, and talks for the Democratic ticket.

- Q. By his talk you would say he is a Democrat?—A. Yes, sir.
 Q. For anything you know, he never voted the Democratic ticket?—A. I think he did.
 Q. You have never seen Owen McCormick's vote?—A. No, sir.
 Q. You never saw Michael Bagley's vote?—A. No, sir.
 Q. You don't know how he voted?—A. No, sir.
 Q. You don't know how Martin McGowan voted?—A. No, sir.
 Q. Did you ever see Patrick Burke mark his ballot?—A. No, sir.
 Q. Did he ever tell you how he voted?—A. No, sir.
 Q. Did you ever see E. T. Nanahue's ballot?—A. No, sir.
 Q. You don't know how he voted last fall?—A. No, sir.
 Q. You don't know how G. J. Morgan voted last fall?—A. No, sir.
 Q. You say he is a Republican?—A. Only what he blowed outside.
 Q. Did you ever see John McHale's vote?—A. No, sir.
 Q. You don't know how he voted last fall?—A. No, sir.
 Q. Did you ever see John O'Hora's vote?—A. No, sir.
 Q. Did you ever see Patrick O'Hora's vote?—A. No, sir.
 Q. You don't know how he voted last fall?—A. No, sir.
 Q. So far as you know, he might have voted for Connell?—A. He is a Democrat.
 Q. You would not pretend to say how he voted?—A. No, sir.

ALBERT K. DETWEILER, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Lincoln street, Second Ward of Dickson City.
 Q. How long have you lived in the Second Ward of Dickson City Borough?—A. A year ago the 10th of last January.
 Q. What is your business?—A. I am a company hand in the mines.
 Q. Are you pretty well acquainted with the voters in the Second Ward of Dickson City?—A. Yes, sir.
 Q. Do you know Isaac Dawe?—A. Yes, sir.
 Q. Does he live in the Second Ward of Dickson City?—A. He lived there last fall.
 Q. What is his politics?—A. To the best of my knowledge and belief he is a Democrat.
 Q. How long have you known him?—A. For the past six years.
 Q. Samuel Lane; does he live in the Second Ward of Dickson City?—A. Yes, sir.
 Q. What is his politics?—A. He is a Democrat.
 Q. Michael Swingle?—A. Yes; I know him.
 Q. What is his politics?—A. Democrat.
 Q. Adam Hapler—what is his politics?—A. He is a Democrat.
 Q. Michael Biglin?—A. He is a Democrat.
 Q. John Gilgallon?—A. Democrat.
 Q. Robert Hall?—A. He is a Democrat.
 Q. Robert Shotten?—A. He is a Democrat.
 Q. Thompson Hall?—A. He is a Democrat.
 Q. John Dooley?—A. He is a Democrat.
 Q. John H. Gilgallon?—A. He is a Democrat.
 Q. George Cooper?—A. He is a Democrat.
 Q. James Countman?—A. He is a Democrat.
 Q. C. Pressman?—A. He is a Democrat.
 Q. Conrad Ries?—A. He is a Democrat.
 Q. Martin Cherterfiled?—A. Democrat.
 Q. William J. Williams?—A. Democrat.
 Q. William Lewis?—A. He is a Democrat.
 Q. Patrick Gilgallon?—A. He is a Democrat.
 Q. John Ketrick?—A. He is a Democrat.
 Q. James H. Rudon?—A. He is a Democrat.
 Q. George Mensch?—A. He is a Democrat.
 Q. A. K. Detweiler?—A. He was a Democrat last fall.
 Q. I have read you the list of 23 names of persons who voted at the election held last November 4, 1902, for Congressman in the Second Ward of Dickson City. To your knowledge these men reside in that ward?—A. Yes, sir.
 Q. How long have you known these men?—A. I have known all of them anywhere from two to six years.
 Q. And you say that they are all Democrats?—A. Yes; to my best knowledge.
 Q. And that they turned with that tide?—A. Sure; they were working, talking, soliciting votes, and their activity for the Democratic ticket last fall.

By Mr. SICKLER:

Q. You say to the best of your knowledge and belief Isaac Dawe is a Democrat?—A. Yes, sir.

Q. Did he ever tell you personally he is a Democrat?—A. No, sir; he solicited votes for Howell last election to my knowledge.

Q. You don't know whether he voted for Howell or not?—A. I could not swear to it.

Q. You couldn't say whether Samuel Lane voted for Howell?—A. I couldn't swear to anybody's vote but my own; but I know they solicited votes for him.

Q. Samuel Lane solicited votes for Howell?—A. Yes, sir.

Q. Whom did he ask to vote for Howell?—A. He was in the crowd at the polls, and hollered about Connell because he was a coal operator.

Q. You don't know anything about how he voted?—A. No, sir.

Q. Not one of these men ever told you how he voted?—A. No, sir.

Q. You didn't see the ballots?—A. No, sir.

Q. And therefore you would not pretend to say how one of these men, as to whose politics you have testified, voted?—A. No, sir; any more than their own talk.

Q. Not one of them?—A. No, sir.

By Mr. GILROY:

Q. You are reasonably sure, from their talk and activity around the polls, that they were Howell's supporters?—A. Yes, sir.

By Mr. SICKLER:

Q. I understand you to say last fall the politics of A. K. Detweiler was Democratic?—A. Yes; I voted for Mr. Howell.

Q. You have since that time changed your politics?—A. No, sir; I might vote for him again if he comes up.

ALEX. SCHLANTO, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Mayfield.

Q. How long have you lived there?—A. Fourteen years.

Q. Are you pretty well acquainted with the voters of the First, Second, and Third wards of Mayfield?—A. Yes, sir.

Q. Now, we will take up the voters of the First Ward of Mayfield. Do you know Samuel Cooper?—A. Yes, sir.

Q. What is his politics?—A. Union politics; he was for Howell.

Q. Did you ever hear him express himself before this election as to who he was going to vote or work for?—A. He was talking for Howell.

Q. Matthew McLane?—A. He was a Howell man.

Q. What is his general politics?—A. Went from one to another.

Q. Did you hear him express himself for Howell?—A. Yes, sir.

Q. He was a worker for Howell?—A. He was in the union, and they were all working for Howell.

Q. James A. Evans?—A. He was a Howell man.

Q. You heard him express himself for Howell?—A. Yes, sir.

Q. Do you know he was working in the interests of Howell?—A. Yes, sir.

Q. Edwin Hicks?—A. He was a Howell man.

Q. And worked for Howell?—A. Yes, sir.

Q. And talked for Howell?—A. Yes, sir.

Q. John Reeves?—A. He was a Howell man; he told me himself.

Q. David Elkins?—A. His politics used to be Republican, but he was a Howell man last time.

Q. Did you hear him express himself in favor of Howell?—A. Yes; he and Reeves said that together to me.

Q. James Friend?—A. He was a Howell man.

Q. What is his general politics?—A. Republican.

Q. But on this election he worked for Howell?—A. Yes, sir.

Q. And talked for Howell?—A. Yes, sir.

Q. Clark Kilpatrick?—A. He was a Howell man.

Q. What is his general politics?—A. Democrat.

Q. Thomas Padden?—A. He is generally a Democrat, and he was for Howell.

Q. You heard him express himself in favor of Howell?—A. Yes, sir.

Q. Abram Davis?—A. He used to be a Republican; he was a Howell man last time; he is a doubtful man.

Q. William Jenkins?—A. He is a Howell man.

Q. David Jenkins?—A. He is a Howell man, too.
 Q. You heard him express himself?—A. Yes, sir.
 Q. John Wasley?—A. He was a Howell man; he said it openly before everybody.
 Q. William Jessup?—A. He is a Howell man.
 Q. Richard Cooper?—A. I don't know much about him.
 Q. William McCartney?—A. He was a Howell man.
 Q. Now, I have read you sixteen names of voters in the First Ward of Mayfield borough. How long have you been acquainted with those?—A. Some of them I know for three or four years and some twelve or fourteen years.

Q. You say all these, with the exception of Richard Cooper, all of them were Howell workers and supporters at the last election of November 4, 1902?—A. Yes, sir.

Q. A great many of them expressed themselves openly to you in favor of Howell?—A. Yes, sir.

Q. Do you know Fred Stephens?—A. Yes, sir.
 Q. He lives in the First Ward?—A. Yes, sir.
 Q. How many men of that name live in that ward?—A. There is only one Fred.
 Q. Martin Moyles?—A. I know him.
 Q. How many Martin Moyles in that ward?—A. That is all there.
 Q. Patrick Gallagher?—A. There is no other in that ward.
 Q. George Martin?—A. There is only one in that ward.
 Q. Harry Burke?—A. There is only one in that ward.
 Q. David Williams?—A. I know only one in that ward.
 Q. Chauncey Peck?—A. There is only one.
 Q. Jonas Williams?—A. There is only one Jonas Williams there.
 Q. Charles Munn?—A. There is only one.
 Q. William Shager?—A. I don't think I know that one.
 Q. You don't know one man by that name in that ward?—A. No, sir.
 Q. Richard Lewis?—A. There is only one.
 Q. Patrick Durkin?—A. There is only one.
 Q. Harry Crossin?—A. There is only one there.
 Q. Daniel Krise?—A. There is only one.
 Q. Edwin Pugh?—A. I know only one there.
 Q. John Davit?—A. There is only one there.
 Q. William P. Davis?—A. There is only one there.
 Q. William E. David?—A. There is only one.
 Q. Charles Bjork?—A. There is only one.
 Q. Robert Kelly?—A. There is only one.
 Q. James Cole?—A. There is only one there.
 Q. You know all these fellows?—A. Yes, sir.
 Q. To your knowledge there is only one man in that ward by that name?—A.

Yes, sir.

Q. You are acquainted in the Second Ward of Mayfield?—A. Yes, sir.
 Q. Do you know Thomas Green?—A. Yes, sir.
 Q. What is his politics?—A. He is a Democrat.
 Q. Michael Grady?—A. He is a Democrat.
 Q. George Holleran?—A. He is a Democrat.
 Q. Thomas Hart?—A. He is a Democrat.
 Q. Bernard Coggins?—A. He is always Democrat.
 Q. James Edmunds?—A. He was a Howell man.
 Q. Did you hear him express himself in favor of Howell?—A. Yes.
 Q. Did you hear him say he would vote for Howell?—A. Yes, sir.
 Q. Bartley Goggins?—A. He is a Democrat.
 Q. John Gallagher?—A. He was a Democrat.
 Q. M. G. Neary?—A. He was a Democrat.
 Q. Thomas Reilly?—A. Always a Democrat.
 Q. James Quinn?—A. He was a Democrat.
 Q. John McGarry?—A. He was a Howell man.
 Q. You heard him express himself in favor of Howell?—A. Yes.
 Q. And that he would vote for Howell?—A. He said he wouldn't vote for Connell.
 Q. Patrick Lawler?—A. He was a Democrat.
 Q. Alex. Kimoz?—A. I know the fellow, but I don't think you ever got him. He was a Howell man last fall.

Q. You heard him express himself in favor of Howell?—A. Yes; he told me lots of times.

Q. Emory Cobb?—A. That man is doubtful.
 Q. Patrick Cunningham?—A. He is a Democrat.

Q. Cake Dementra?—A. He is a Democrat.

Q. Nicholas Franka?—A. He is a Democrat.

Q. Bartley Gildea?—A. He is a Democrat.

Q. James Holleran?—A. He is a Democrat.

Q. John Hldik?—A. He is doubtful.

Q. Stephen Harpiak?—A. He is a Democrat.

Q. Patrick Lawler?—A. He is a Democrat.

Q. Frank Long?—A. I don't know that fellow.

Q. Thomas Scott?—A. He is a Democrat.

Q. I have read you this list of voters of the Second Ward of Mayfield, and you say these voters are all Democrats or Howell supporters, and were prior to this election, with the exception of Richard Cooper, Emory Cobb, Frank Long, and John Hldik—they were openly supporting the candidacy of Mr. Howell for Congress.—A. Yes; I am sure of that. They were working openly—worked for Howell.

Q. I will read you some names of parties in the Second Ward of Mayfield and ask you whether there are more than one party by that name residing in that ward. Richard Cole?—A. There is only one.

Q. John Goggins?—A. There is only one Goggins in that ward.

Q. Christopher Dunleavy, jr.?—A. There is only one.

Q. Michael Davitt?—A. There is only one.

Q. Ed. Neary?—A. There is only one there.

Q. William Dilmore?—A. Only one.

Q. John Davis?—A. There is only one.

Q. Charles McAndrew?—A. There is only one.

Q. William Rosemorgy?—A. Only one.

Q. James McGarry?—A. There is only one.

Q. Henry Hadley?—A. There is only one.

Q. Philip Lewis?—A. There is only one.

Q. James Keating?—A. I don't know that fellow.

Q. Is there such a man living in that ward?—A. Not that I know.

Q. Daniel McHugh?—A. There is only one.

Q. William Miles?—A. There is only one.

Q. Morris Hickey?—A. There is only one.

Q. Eugene McCarty?—A. There is only one.

Q. I have read you the list of 17 names here of persons who upon oath say that they didn't vote at the election held November 4, 1902, for Congressman, or that they were at the polls that day; of these 17, with the exception of James Keating, you say that there are only one elector by that name residing in the Second Ward of Mayfield Borough?—A. Yes, sir.

Q. And of James Keating you have some doubt?—A. Yes; I don't know him.

Q. You know no one by that name in that ward—Second Ward?—A. No, sir.

Q. You are well acquainted with the men in the Third Ward of Mayfield?—A. Yes, sir.

Q. Do you know Timothy Brady?—A. Yes, sir.

Q. What is his politics?—A. His politics used to be Republican, but he was a Howell man, and he told me himself.

Q. He told you he was supporting and voted for Howell?—A. Yes, sir.

Q. John R. Grady?—A. He is a Democrat.

Q. Thomas Green?—A. He is a Democrat.

Q. James Meehan?—A. He is a Democrat.

Q. Michael Lally?—A. He is a Democrat.

Q. John F. Farrell?—A. He is a Democrat.

Q. Peter Solomon?—A. He is a Democrat.

Q. Patrick Ruddy?—A. He is a Democrat.

Q. Michael Barrett?—A. He is a Democrat.

Q. John J. Ruddy?—A. He is a Democrat.

Q. When you say these men are Democrats, do you mean by that that they supported Howell?—A. Yes, sir.

Q. And the Antimachine ticket?—A. Yes, sir.

Q. That is true of all these men on the borough of Mayfield of whom I have asked?—A. Yes, sir.

Q. Do you know Harry Bowden?—A. Yes, sir.

Q. What is his politics?—A. Democrat.

Q. Michael Sisak?—A. I couldn't tell you much about that man.

Q. You don't know whether he supported Connell or Howell at the last election?—A. I couldn't tell you.

Q. I will read you a list of seven names, residents of the Third Ward of Mayfield, who, upon examination before this commission, testified that they did not vote at

the election held November 4, 1902, for Congressman, and ask you whether there are more than one of the same name residing in the Third Ward of the borough of Mayfield.—A. Yes, sir.

Q. Michael Reddy?—A. There is only one.

Q. Daniel Meehan?—A. There is only one.

Q. John McDonald?—A. There is only one.

Q. Patrick Healy?—A. There is only one.

Q. Arthur Morgan?—A. There is only one.

Q. Hugh Brady?—A. That man is in the Second Ward.

Q. How many Hugh Bradys in the whole borough?—A. There is only one.

Q. Ed. Kilgannon?—A. There is only one in the ward.

By Mr. SICKLER:

Q. You were born in the old country?—A. Yes, sir.

Q. Did Samuel Cooper ever tell you that he was a Democrat?—A. I didn't know about Cooper.

Q. You said that he was in politics, and a supporter of Howell's. What do you say about that man—is he a Democrat or Republican?—A. On this election they were all for Howell on account of the union and the meetings they had.

Q. Did Samuel Cooper tell you he was a Democrat?—A. He was telling that all over.

Q. Did he tell you?—A. Everybody knows it.

Q. I ask you if he told you?—A. As far as that is concerned they were telling it all over. They have this fire company, and they were all hollering for Howell, and have meetings right along. I used to go over to talk to them, and they all say they would do it.

Q. You don't know how he voted, do you?—A. I am sure he voted for Howell.

Q. How do you know?—A. Because they were all saying so.

Q. Did you see his ballot?—A. No, sir.

Q. Did he tell you he had voted for Howell?—A. They never said who they voted for.

Q. How about Matthew McLane; you say he was changeable?—A. Yes.

Q. You don't know whom he supported last fall?—A. Yes; he was for Howell.

Q. He was a Howell man?—A. Yes, sir.

Q. Did he tell you so?—A. They were telling all over by the polling place; I didn't need to ask him.

Q. You don't know how he voted?—A. They were hollering around there; yes.

Q. Do you know how James Evans voted?—A. I could prove that he voted for Howell by a witness who said he told people he voted for Howell.

Q. Did you see his ballot?—A. He told the people he voted for Howell.

Q. You didn't see Edwin Hicks's ballot?—A. I saw only one ballot.

Q. You didn't see Edwin Hicks vote?—A. By his talking.

Q. Do you know how he voted; are you willing to testify as to who he voted for?—A. I didn't see which way he voted, but he was working for Howell; hollering, talking for Howell.

Q. What did he say?—A. He was hollering "Hurrah for Howell," and talking and working for him.

Q. How long had John Reeves been a Democrat?—A. He was a Democrat last time.

Q. When did he turn?—A. They got mad on account they were not appointed watchers, and they were for Howell.

Q. Did they tell you they were for Howell?—A. Yes, sir.

Q. Did John Reeves tell you he voted for Howell?—A. John Reeves—he didn't tell me; he told the people.

Q. How long has David Elkins been a Democrat?—A. He called himself a Republican, and at the same time he voted the Antimachine ticket last time.

Q. You are willing to testify he voted the Antimachine ticket?—A. That is what he claimed.

Q. Did he tell you so?—A. I have been to a meeting; they were together.

Q. Did he tell you he voted the antimachine ticket?—A. He said he was going to. He told me before the election he was going to vote it.

Q. How long has James Friend been a Democrat?—A. He has been everything; but he was for Howell last time, and I heard him say it—he was going to vote for Howell.

Q. Did they tell you they would vote for Howell?—A. They told me before.

Q. Here is a lot of names here; did you see any one of these ballots of any man here?—A. I saw only one ballot.

Q. You don't know from your personal knowledge for whom any one of these men voted?—A. I do know from the way they were talking and speaking.

Q. Do you know how any man voted?

Mr. GILROY. We object to the form of the question. The witness is not brought in here for the purpose of showing the actual markings of the ballots of the different voters, but is brought in to show their political professions and pretensions and the political party with which they are affiliated.

Q. You don't know how one of these men voted?—A. Only the way they were talking.

Q. Did you see the ballots?—A. I saw one.

By Mr. GILROY:

Q. What is your business in Mayfield?—A. I am postmaster there.

Q. You have been postmaster how long?—A. Five years now.

Q. Under whose Administration were you appointed?—A. McKinley's.

MATTHEW MCPHERSON, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Dickson City.

Q. How long have you lived in Dickson City?—A. In the borough fifteen years. I have lived right over the line, just over the line, thirty years.

Q. How long have you lived in the First Ward of Dickson City?—A. Fifteen years.

Q. Pretty well acquainted with the people in the First Ward?—A. Yes, sir.

Q. Do you know Albert Stanton?—A. Yes, sir.

Q. What are his politics?—A. He is a Democrat.

Q. Do you know John Reilly?—A. Yes, sir.

Q. What are his politics?—A. He is a Democrat.

Q. Thomas Jenkins?—A. He is a Democrat.

Q. Adolph Shaffer?—A. He is a Democrat.

Q. Evand W. Jervis?—A. He is usually a Republican.

Q. For whom did he work last fall for Congressman, for Howell or Connell?—A. He worked for Howell.

Q. He expressed himself for Howell?—A. Yes, sir.

Q. Richard Logan?—A. He is a Democrat.

Q. William Sullivan?—A. He is a Democrat.

Q. Frank Perris?—A. He is a Republican generally.

Q. With what party did he affiliate last fall?—A. It would be very hard to say. He is a very quiet kind of a fellow, but from what you could hear around I think he was a Howell man.

Q. Henry Whitehall?—A. He is a Republican.

Q. For whom did he work or speak prior to this election?—A. I didn't come in contact with him; I learned from another source he was a Howell man.

Q. Supporting Howell?—A. Yes, sir.

Q. Did he work for Howell and talk for him?—A. He was friendly with Howell's friends.

Q. Prior to that election?—A. Yes, sir.

Q. Jerry Geary?—A. He is a Democrat.

Q. John Reese?—A. He is a Republican.

Q. What was his standing prior to that election with reference to the Congressional contest?—A. He was usually a Republican. I have good reasons to believe he was a Howell man.

Q. Did you hear him express himself?—A. No; I didn't come in contact with him very much.

Q. Was he friendly with Howell's friends prior to this election?—A. Yes; associated with them and worked with them.

Q. And he is of the same nationality, a Welshman?—A. He is a German, Ries.

Q. William G. Perris?—A. He is the father of Frank Perris.

Q. They were friendly with Howell's friends?—A. Yes, sir.

Q. And seemed to be speaking for his election?—A. Yes, sir.

Q. Robert S. Reed?—A. He is a Republican.

Q. For whom did he vote?—A. As near as I can learn from an indirect source, he was a Howell man.

Q. He supported Howell prior to this election?—A. Yes, sir.

Q. Talked for him and worked for him?—A. Yes, sir.

Q. Luke Hall?—A. He is a Republican, and he was a Howell man.

Q. He worked for Howell and supported Howell?—A. Yes, sir.

Q. John Reilly?—A. He is a Democrat.

Q. Thomas King?—A. He is a Republican.

Q. What was his position with reference to this Congressional election?—A. I was talking to him one day and you couldn't tell much about him; he is a very close man and very careful; I don't think anybody could tell how that man voted; he had very little to say.

Q. You are unable to say whether or not he voted for Howell?—A. I am unable to say.

Q. William McConnell?—A. He is a Democrat.

Q. Jerry Geary, jr.?—A. He is a Democrat.

Q. Patrick Logan?—A. He is a Democrat.

Q. George Miller?—A. He is a Republican, but the Miller family were Howell men.

Q. To your knowledge?—A. Yes, sir.

Q. Supported Howell prior to this election?—A. Yes, sir.

Q. Charles Pickering?—A. He is a Republican, but he supported Howell.

Q. Openly?—A. I have spoken to his friends and they said he was a Howell man.

Q. John Hall?—A. He is a Republican.

Q. What was his talking?—A. He was speaking in favor of Howell.

Q. John Lloyd?—A. I don't know his politics; he hasn't lived there very long.

Q. What have you heard about him?—A. I have heard he was a Howell man.

Q. To the best of your knowledge and belief he was a Howell man?—A. Yes, sir.

Q. Benjamin Jones?—A. He was a Howell man; I know that well.

Q. Anthony Uder?—A. He was a Howell man.

Q. Openly worked for him?—A. Yes, sir.

Q. William Jones, sr.?—A. He was a Howell man.

Q. Joe Buckrod?—A. He is a Democrat.

Q. Pat Cavanaugh?—A. He is a Democrat.

Q. Samuel Barrett?—A. He is a Republican.

Q. How did he work?—A. I couldn't tell; he wouldn't commit himself.

Q. Charles D. Ely?—A. I believe he was a Howell man.

Q. He seemed to be working in the interest of Howell?—A. Yes.

Q. Steve Freke?—A. He was a Howell man.

Q. Brian Fallon?—A. He is a Democrat.

Q. James Cook?—A. He was a Howell man; I know he talked for Howell.

Q. William J. Foy?—A. He is a Democrat.

Q. John Geary?—A. He is a Democrat.

Q. Pat Dougherty?—A. He is a Democrat.

Q. Anthony Dougherty?—A. He is a Democrat.

Q. Frank Gleason?—A. He is a Republican, but he spoke openly for Howell.

Q. Sam Vile?—A. He is a Republican; from his associates I think he was a Howell man.

Q. He seemed to be working in the interests of Howell before the election?—A. Yes, sir.

Q. W. R. Jones, jr.?—A. I don't know him so well; he lived at Bell place a while; I didn't come in contact with him at all; from some of his neighbors there I should judge he was a Howell man.

Q. From the inquiries you made you find he was speaking for Howell prior to this election and working for him?—A. Yes, sir.

Q. Thomas Peach?—A. He was a Howell man; he talked for Howell; he is the fellow told you he voted for Howell.

Q. Do you know James Logan?—A. Yes, sir.

Q. He lived in the First Ward of Dickson City Borough?—A. Yes.

Q. To your knowledge, is there another man by the name of James Logan living in that ward?—A. There is not.

Q. The list of names has been read to you; you say the entire lot either are Democrats openly, and always have been, or they are Republicans who at this election of November 4, 1902, supported the candidacy of Mr. Howell?—A. To the best of my knowledge.

Q. You take a general interest in politics of the borough?—A. Yes, sir.

Q. And you were at the polls that day?—A. Yes, sir.

Q. And you were in a position where you could ascertain the sentiment of these people with reference to their political choice?—A. Yes, sir.

Q. Now, as to Thomas King and Samuel Barrett, you say you are not prepared to say how they voted?—A. I am not prepared to say.

Q. I will now read you a list of affidavits returned by the board of Dickson City, First Ward, filed by the following electors, and I will ask you to tell me their politics. Charles Burlingham?—A. His name is Burlingame; he is a Democrat.

Q. Andrew Borinoski?—A. I don't know him.

- Q. Andrew Faleski?—A. I don't know him.
 Q. Morley Hawk?—A. I know him well.
 Q. Who did he support at that election, Connell or Howell?—A. It is hard to tell. He was away for a while and returned, and I am not very well able to say.
 Q. John Judge?—A. He is a Democrat.
 Q. Thomas D. Jenkins?—A. He is a Democrat.
 Q. Thomas Lewis?—A. He was a Republican, but he was talking in favor of Howell at this election.
 Q. Edward Lewis?—A. He was a Republican, but talked in favor of Howell.
 Q. John McCann?—A. He is a Democrat.
 Q. John McGuire?—A. He is a Democrat.
 Q. Henry J. Neive?—A. I can't recall any name like that.
 Q. Frank Perris?—A. You had him.
 Q. Frank Snyder?—A. I don't know him.
 Q. What is your business?—A. In town I am postmaster and also a fire-insurance agent.
 Q. As postmaster you get to know all the people in that vicinity?—A. Yes, sir.
 Q. You are familiar with all these names?—A. Yes, sir.
 Q. And the people?—A. Yes, sir.

By Mr. SICKLER:

- Q. Of course you would not pretend to say how any one of these men voted?—A. I couldn't say that.
 Q. You couldn't say how any man voted?—A. No, sir.
 Q. You didn't see any of the ballots?—A. No, sir.
 Q. As I understand you to say, in very many of these cases you didn't hear the men themselves express any sentiments one way or another, but indirectly you heard they were for one or the other?—A. That is, in some instances.
 Q. But a great many you didn't hear say anything at all?—A. Not a great many; I think I took out two or three instances.
 Q. I understood you to say several places you had heard indirectly. For instance, John Ries. You had good reasons. Probably he never said anything to you?—A. Not to me directly.
 Q. And then Charles Pickering; you said you heard through friends of his. He never said anything to you?—A. Not personally.
 Q. And John Lloyd; you had heard he was for Howell. You never heard him say so?—A. No, sir.

GEORGE EDMUNDS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Jermyn.
 Q. What is your business?—A. Hotel.
 Q. You are in charge of a hotel in Jermyn?—A. Yes, sir.
 Q. You are also proprietor of the opera house of Jermyn?—A. Yes, sir.
 Q. You are at present time a candidate for council of the First Ward of Jermyn Borough, without opposition?—A. Yes, sir.
 Q. How long have you lived in the First Ward of Jermyn?—A. I live there about nine and a half years.
 Q. You are pretty well acquainted with the people?—A. Yes, sir.
 Q. Do you know about every man in that ward?—A. Yes; pretty close.
 Q. I will read you a list of names of voters in that ward and ask you to tell me what party they usually affiliate with, and especially their conduct prior to this election of November 4, 1902, with reference to the Congressional election and the candidacies of Howell and Connell. Do you know Johnson Bennett, jr.?—A. Yes, sir.
 Q. What is his politics?—A. He is a Democrat.
 Q. James Henry?—A. He is a Democrat.
 Q. Patrick Burns?—A. He is a Democrat.
 Q. Morris B. Gronfine?—A. Democrat.
 Q. Patrick Feeney?—A. He is a Democrat.
 Q. Patrick Feeney, jr.?—A. They are all the same; they are father and son.
 Q. John E. Bennett?—A. He is a Democrat.
 Q. Bert Ross?—A. Democrat.
 Q. George Robinson?—A. He is a Democrat.
 Q. John D. Williams?—A. He is a Democrat.
 Q. Thomas Seymour?—A. He is a Democrat.
 Q. Harry Smith?—A. He is a Democrat.
 Q. George Merritt?—A. He is a Democrat.
 Q. William Skinn?—A. He is a Democrat.

- Q. John Harvey?—A. He is a Democrat.
 Q. George Harvey?—A. Democrat.
 Q. Thomas Harvey?—A. Democrat.
 Q. George Hart?—A. Democrat.
 Q. Bartley Mullen?—A. Democrat.
 Q. Pat Monaghan?—A. Democrat.
 Q. J. J. Morcom?—A. Democrat. Those people all voted the Democratic ticket.
 Q. By Democrats you mean Anti-Machine at the last election?—A. Yes, sir.
 Q. And in all probabilities they voted for George Howell?—A. Very likely.
 Q. Do you know Thomas Marsh, jr.?—A. Yes, sir.
 Q. How many men by that name live in the ward?—A. I guess there is only one.
 Q. Arthur Jones—what is politics?—A. I believe he was a Democrat that time; they talked Democrat.
 Q. H. S. Swarts?—A. Democrat.
 Q. Patrick Tallett?—A. He is a Democrat.
 Q. In your testimony here in reference to the political party of the electors, the parties named, you derived your information from knowledge you gained from acquaintance and from your work at the polls?—A. Yes; I was working around the polls.
 Q. You have known these men for years?—A. Yes; because I was born in the Third Ward; some of them forty years I have been in the town.

By Mr. SICKLER:

- Q. Of course you don't know how any of these men voted?—A. I couldn't swear to it any more than they talked that way.
 Q. And they didn't come to you personally and tell you they were Democrats and supporters of Howell; you just heard talk and understand they were for Howell?—A. Yes; I have heard them express themselves for Howell.
 Q. Did you hear everyone of these say they were for Howell?—A. They were all at the polls; they were all working for Howell in crowds, and we were working the other way.

SAMUEL J. MATTHEWS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Olyphant.
 Q. How long have you lived in Olyphant?—A. Twenty-two years.
 Q. What is your business there?—A. Postmaster.
 Q. Have you lived in the Second Ward?—A. Yes, sir.
 Q. You are pretty well acquainted with the voters of the Second Ward of Olyphant?—A. Yes, sir.
 Q. You run the post-office yourself?—A. Yes, sir.
 Q. And in that way you familiarize yourself with the people of the borough?—A. Yes, sir.
 Q. I will read you a list of names of parties who voted at the election held November 4, 1902, for Congress, and I will ask you the politics of each party. Kane Mahoney—what is his politics?—A. Democrat.
 Q. John Moran?—A. He is a Democrat.
 Q. Joseph Ribor?—A. He is a Democrat.
 Q. Frank Kelly?—A. Democrat.
 Q. Martin Kowachak?—A. He is a Democrat.
 Q. James James—what is his politics?—A. He is a Republican.
 Q. For whom did he work and speak prior to this election, Howell or Connell?—A. He was a Howell man; he was also a member of the election board.
 Q. Edwin Daniels?—A. He is a Republican.
 Q. How did he work; what was his position prior to this election?—A. He wasn't a worker on either side; I should say he was for Howell.
 Q. Bernard Carr?—A. Democrat.
 Q. Antol Glinski?—A. He is a Democrat.
 Q. Is he very active in politics?—A. Yes; he is a candidate for council now.
 Q. Edwin Smith?—A. He is a Republican.
 Q. How did he work; what ticket prior to this election, Connell or Howell?—A. I think he would be a Howell man.
 Q. George Sinowa?—A. He is a Democrat.
 Q. Jake Suravitz?—A. He is a Democrat.
 Q. Wallie Schenk?—A. He is a Republican.
 Q. How did he work and speak?—A. I think he would be a Howell man.
 Q. Thomas Fadden?—A. He is a Democrat.
 Q. Joe Ferguson?—A. Democrat.

- Q. Henry Wahl?—A. Democrat.
- Q. N. D. Rosenfeld?—A. He is a Republican.
- Q. What was his position?—A. He was very active for Howell; he offered to bet me \$25 there wasn't a Jew in Olyphant would vote for Connell.
- Q. You had a conversation with him prior to this election?—A. He came to me and wanted to know where he could get money from Connell, and I wouldn't have anything to do with him, and he told me he was going to work for Howell, and he told me afterwards he had; he said he wanted something.
- Q. George Evans?—A. Democrat.
- Q. John Healy?—A. He is a Democrat.
- Q. Do you know David M. Lewis?—A. Yes, sir.
- Q. What is his politics?—A. He is a Republican.
- Q. What was his position prior to this election; was he working for Howell or Connell?—A. I couldn't say; I never had any conversation with him.
- Q. These men you have indicated their politics are all electors in the Second Ward of Olyphant?—A. Yes, sir.
- Q. I will read you a list of names of other electors in the Second Ward of Olyphant who filed affidavits at this election, which affidavits have been returned by the election board to the court, and I will ask you their politics. Michael Domonicz?—A. He is a Democrat.
- Q. Roslin Evans?—A. He is a Republican.
- Q. What was his position prior to this election?—A. I haven't any direct knowledge, but I should say he was a Howell man.
- Q. Meto Hollock?—A. He is a Democrat.
- Q. Eli Krett?—A. He is a Democrat.
- Q. Nicholas Hudock?—A. Democrat.
- Q. Kurndrer Kotko?—A. Democrat.
- Q. Ignatz Ligue?—A. Democrat.
- Q. John J. Loftus?—A. Democrat.
- Q. Ed L. Dacey?—A. Democrat.
- Q. M. Muscovitch?—A. Democrat.
- Q. Trifan Rusin?—A. Democrat.
- Q. Meftady Szost?—A. Democrat.
- Q. Kost Schevitik?—A. Democrat.
- Q. Do you know J. D. Phillips?—A. Yes, sir.
- Q. And William Davis?—A. Yes, sir; there are three William Davises there.
- Q. In that ward?—A. Yes, sir.
- Q. Do you know John D. Phillips in that ward?—A. There is only one.

By Mr. SICKLER:

- Q. Of course you would not pretend to say how any of these men voted?—A. No, sir.
- Q. Because you didn't see their ballots?—A. No, sir.
- Q. Nor they didn't come to you and tell you they were supporting Howell; any of them?—A. Rosenfeld did.
- Q. He is the only one?—A. Yes.
- Q. Edwin Daniels; you said he was a Republican, and you said you would say he was for Howell; you are not prepared to say he voted for Howell?—A. I just judge from the condition of things.
- Q. You derive your information outside?—A. Yes.

By Mr. GILROY:

- Q. You derive your information, Mr. Matthews, from the politics and the inclination of these parties, by your residence there, and by hearing discussed their preferences?—A. I have heard them talk sometimes in bar rooms and sometimes on the streets, and sometimes I hear them say I am going to vote for Connell, and I judge he was going to vote for Connell, and if he said they were going to vote for Howell, I judged they were going to vote for Howell.

P. V. SCANLON, called and sworn.

Direct examination by Mr. GILROY:

- Q. You live in Olyphant?—A. Yes, sir.
- Q. Do you know William Hall?—A. Yes, sir.
- Q. Have you had any conversation with him lately with reference to his vote about the way he voted for Congressman last fall?—A. Yes; I had a half a dozen conversations with him before the election and since.
- Q. What did he say?—A. He told me he would vote for Howell, and he told me last night he voted for Howell.

THOMAS REDDINGTON, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. First Ward of Olyphant.
 Q. Where were you born?—A. Olyphant.
 Q. How long have you lived in Olyphant?—A. Twenty-seven years.
 Q. You are pretty well acquainted with the voters of that district?—A. Yes, sir.
 Q. Do you know Mark Barrett?—A. Yes, sir.
 Q. What is his politics?—A. Democrat.
 Q. Do you know Thomas Hoban?—A. He is a Democrat.
 Q. Martin Price?—A. Democrat.
 Q. James Clancey?—A. Democrat.
 Q. John Gilgallon?—A. He is a Democrat.
 Q. Fred Duggan?—A. He is a Democrat.
 Q. James Gorman?—A. He is a Democrat.
 Q. John Dailey?—A. He is a Democrat.
 Q. Michael Healey?—A. He is a Democrat.
 Q. Anthony Gannon?—A. He is a Democrat.
 Q. Pat Murphy?—A. He is a Democrat.
 Q. John Nealon?—A. He is a Democrat.
 Q. John Lyons?—A. He is a Democrat.
 Q. M. M. Nealon?—A. He is a Democrat.
 Q. Patrick Sherin?—A. He is a Democrat.
 Q. T. F. McHale?—A. He is a Democrat.
 Q. Pat Murphy?—A. He is a Democrat.
 Q. John Kilkullen?—A. He is a Democrat.
 Q. John B. O'Horo?—A. He is a Democrat.
 Q. John Handley?—A. He is a Democrat.
 Q. P. J. Hoban?—A. He is a Democrat.
 Q. Michael Heffron?—A. He is a Democrat.
 Q. James Kane?—A. He is a Democrat.
 Q. John Judge?—A. He is a Democrat.
 Q. William McCormick?—A. He is a Democrat.
 Q. Thomas McHale?—A. He is a Democrat.
 Q. I will read you a list of five additional names of voters of the First Ward of Olyphant who filed affidavits, these affidavits having been returned to the court, and I will ask you their politics. Joseph Norton?—A. He is a Democrat.
 Q. Daniel Nelson?—A. I can't place that fellow.
 Q. James O'Hara?—A. He is a Democrat.
 Q. J. B. O'Hara?—A. He is a Democrat.
 Q. You derive your knowledge of the political faith of these parties by a lifelong acquaintance with them?—A. Yes; the whole of them.
 Q. You have known them all your life, most of them?—A. Yes, sir.

By Mr. SICKLER:

- Q. You would not pretend to say who any of these men voted for last fall for Congress?—A. If I was asked I would certainly believe they voted for Howell.
 Q. You didn't see their ballots?—A. No, sir.
 Q. They didn't tell you they voted for Howell?—A. No, sir.

THOMAS G. DAVIS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Fourth Ward of Olyphant.
 Q. How long have you lived up there?—A. Nine years, now.
 Q. You are pretty well acquainted with the people in the Fourth Ward?—A. Yes, sir.
 Q. You live in the Fourth Ward of Olyphant?—A. Yes; ever since it is divided.
 Q. I am going to read you a list of voters in the Fourth Ward of Olyphant Borough, and I am going to ask you to what political party they belong and who they voted for, or for whom they expressed themselves before the election or after the election, in reference to who they voted for, either for Connell or Howell. Do you know John T. Craven?—A. Yes, sir.
 Q. What is his politics?—A. He mostly goes with the Republicans.
 Q. This time, November 4, 1902, did he express himself in favor of Connell or Howell before this election?—A. Not to me.
 Q. To others?—A. Not as I know of.

Q. Do you know whether he was a Howell man or a Connell man before this election?—A. I know he was always following the primaries of the Republican party; any time we have a Republican meeting he was going.

Q. Well, at this last election, for Howell or Connell; do you think he was a supporter or worker for Connell or Howell.—A. I think he was a Republican.

Q. At this election; how did he talk before the election?—A. His talk is he was with the Republican party.

Q. He didn't talk for Howell?—A. No, sir.

Q. Do you know John Hannick?—A. Yes, sir.

Q. What is his politics?—A. Democrat.

Q. Mike McLaughlin?—A. He is a Democrat.

Q. Michael O'Boyle?—A. He is a Democrat.

Q. Servia Squerrillo?—A. I don't know that man.

Q. Patrick Makerel?—A. He is a Democrat.

Q. Steven McHale?—A. He is a Democrat.

Q. Thomas O'Boyle?—A. He is a Democrat.

Q. Peter Bollard?—A. He is a Democrat.

Q. M. J. Loftus?—A. He is a Democrat.

Q. J. J. Walsh?—A. He is a Democrat.

Q. Charles Hadlin?—A. I don't know him; that name.

Q. Martin Krett?—A. He is a Democrat.

Q. James J. Dixon?—A. I don't know that fellow.

Q. Michael Cavilla?—A. I don't know that fellow.

Q. Michael Neynarak?—A. I don't know him.

Q. Michael O'Boyle?—A. He is a Democrat.

Q. Charles O'Boyle?—A. He is a Democrat.

Q. Anthony Rogan?—A. He is a Democrat.

By Mr. SICKLER:

Q. Of course, you don't know how any of these men voted last fall?—A. I couldn't swear to it.

Q. You didn't see their ballot?—A. No, sir.

Q. They didn't tell you how they voted?—A. No, sir.

JOHN B. GRIFFITHS, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn Borough.

Q. What ward do you live in?—A. The First Ward.

Q. How long have you lived there?—A. Thirty-one years.

Q. You are pretty well acquainted with the people in the Third Ward of Jermyn?—A. I think I know all of them nearly.

Q. I will read you a list of voters of the Third Ward of Jermyn and ask you their politics. John F. Loughney?—A. Democrat.

Q. John Cahaney?—A. He is a Democrat.

Q. Frank Collins?—A. Democrat.

Q. Albert Lee?—A. He is a Republican, usually.

Q. Did you hear him express himself prior to this election in favor of William Connell or George Howell?—A. I couldn't say that I did hear him.

Q. Was he recognized as one of Howell's supporters prior to this election?—A. He was certainly with the Howell adherents and was said to be a supporter of him.

Q. Charles Lee?—A. The same might be said of him.

Q. William Loughney?—A. Democrat.

Q. John McDermott?—A. Democrat.

Q. David Kennedy?—A. Democrat.

Q. William Cunningham?—A. Democrat.

Q. Patrick Swift?—A. He claims to be a Republican; I didn't bear any expressions in regard to him.

Q. Michael Cooch?—A. Democrat.

Q. Michael Walsh?—A. Democrat.

Q. William Kennedy?—A. Democrat.

Q. David Sullivan?—A. Democrat.

Q. Michael McHale?—A. Democrat.

Q. Christopher Battenberg?—A. On this occasion I think he was a Democrat; he was taken into the booth by the Democratic leader of that ward.

Q. What was his name?—A. Michael McDermott.

Q. John Stanton, sr.?—A. Democrat.

Q. Daniel Meehan?—A. Democrat.

- Q. John McCarty?—A. Democrat.
 Q. John McCloskey?—A. Democrat.
 Q. Arthur Messitt?—A. Democrat.
 Q. Michael O'Neill?—A. Democrat.
 Q. Patrick Dougher?—A. Democrat.
 Q. Joseph Fallangahn?—A. Democrat.
 Q. William Flannigan?—A. Democrat.
 Q. Patrick Meehan?—A. Democrat.
 Q. Patrick Bloomer?—A. Democrat.
 Q. Martin McAndrew?—A. Democrat.
 Q. I will now read you a list of two names of the electors of the Third Ward of Jermyon Borough, who filed affidavits before their vote was accepted, these affidavits having been filed in the court by the election board of that district; and I will ask you their political affiliation. Edward Murphy?—A. He is a Democrat.
 Q. Walter R. Reeves?—A. That I couldn't say.
 Q. Have you heard any expression?—A. Not any.

By Mr. SICKLER:

- Q. Of course, you would not pretend to say who any of these men voted for last fall?—A. I don't know how they voted.
 Q. None of them told you how they voted, or how they were going to vote?—A. Only a few instances.
 Q. You don't know how they voted?—A. I couldn't swear, only what their politics were, that is all.

GEORGE WILLIAMS, called and sworn.

Direct examination by Mr. GILROY:

- Q. Where do you live?—A. Second Ward of Blakely.
 Q. You have lived in Blakely Borough quite a while?—A. Yes, sir.
 Q. How long?—A. Twenty years.
 Q. You are pretty well acquainted with the electors or the voters of the Second and Third wards of Blakely?—A. Yes, sir.
 Q. You know about every voter in the Second Ward?—A. Yes, pretty nearly.
 Q. You have been a councilman from the Second Ward of Blakely Borough?—A. Yes, sir.
 Q. And you are now treasurer of the borough?—A. Yes, sir.
 Q. I am going to read you a list of voters of the Second and Third wards; I will read first the voters of the Second Ward of Blakely, of men who before voting filed affidavits before their votes were accepted, these affidavits having been returned to the court and now are on file there. I am going to ask you the political party to which these voters belong usually, or what was their positions relative to the election of the Congressman last fall. William B. Boland; what is his politics?—A. A Democrat.
 Q. John E. Barret?—A. He would be a Republican, usually.
 Q. Do you know how he expressed himself or for whom he worked around the polls last election?—A. Yes, sir.
 Q. For whom did he work?—A. He worked for Howell.
 Q. Evan Griffiths?—A. He is a Republican.
 Q. How did he express himself or work last election?—A. He worked for Howell.
 Q. Dan Jones; what is his politics?—A. He is a Republican.
 Q. For whom did he work for Congress last fall?—A. He worked for Howell.
 Q. Anthony Wrightson; how did he work?—A. For Howell; that is the way he expressed himself.
 Q. Now, I will read you a list from the Third Ward. Conney Bergheiser; what is his politics?—A. He is a Republican usually.
 Q. How did he express himself or work at the last election?—A. He expressed himself for Howell.
 Q. L. S. Grovenor; for whom did he work for Congress last fall?—A. For Howell.
 Q. Charley Rolls; for whom did he work last fall?—A. For Howell.
 Q. Ivor H. Thomas; for whom did he work last fall for Congressman?—A. For Howell.

By Mr. SICKLER:

- Q. You don't know how any of these men voted?—A. No, sir; any more than to see them working about the polls.
 Q. They didn't tell you how they voted?—A. No.

Q. In regard to Conney Bergeiser; you said you heard he was for Howell; you didn't hear him say anything about it?—A. I heard him express himself around different places.

Q. They didn't tell you for whom they voted?—A. No, sir.

MICHAEL GAUGHAN, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Third Ward of Olyphant.

Q. Do you know Servius Squerrella?—A. Not personally.

Q. You have lived in Olyphant all your life?—A. In the vicinity all my life.

Q. You are a constable?—A. Yes, sir.

Q. And are well acquainted with the people in that vicinity?—A. Yes, sir.

Q. Either personally, or by reputation?—A. Yes, sir.

Q. I will read you a list of voters of the Fourth Ward of Olyphant, and I ask you their political affiliations—with what party they usually belong. Servius Squerrella; what is his politics?—A. Democrat.

Q. Charles Hanlin?—A. He is a Democrat.

Q. James J. Dixon?—A. He is a Democrat.

Q. John Richards?—A. He is a Democrat.

Q. Evan Reese?—A. He was a Democrat last election; previous to that a Republican.

Q. He expressed himself for Howell?—A. I have heard him make remarks—him and his brother-in-law.

Q. You mean by Democratic the Antimachine ticket?—A. Yes, sir.

Q. George King?—A. He was a Democrat.

Q. Evan John?—A. He was a Democrat.

Q. Robert Gill?—A. Democrat.

Q. At that election?—A. Yes, sir.

Q. You mean they were Democrats at this election and voted for Howell?—A. Yes, sir.

Mr. SICKLER. We object to that; he doesn't know who they voted for.

Q. I will now read you a list of voters of the Fourth Ward of Olyphant, who prior to voting were compelled to file affidavits as to their qualifications, and ask you their party. Do you know Paul Antonel?—A. I know Anthony Paul.

Q. That is the man.—A. I am well acquainted with him.

Q. What party does he train with?—A. Generally the Democratic, but he is not a voter at all.

Q. Do you know Michael Curilla?—A. He is a Democrat. I don't know about him positively at last election. I heard them all say they were going against Connell.

Q. Michael Neyrak?—A. I don't know him.

Q. John R. Dakin?—A. I don't know about him.

Q. What is his politics?—A. Previous to now it used to be Republican.

Q. Do you know with whom he trained last election—either for Connell or Howell?—A. I couldn't say.

Q. How is it as to John Evans?—A. I don't know such a man.

Q. John Evan?—A. He is a Democrat.

Q. You know the people just as well in the Third Ward of Olyphant?—A. Yes, sir.

Q. Do you know Wassil Pronko?—A. Yes, sir.

Q. What are his politics?—A. He is a Democrat.

Q. Do you know Andrew Howanat?—A. Yes. He is a Democrat.

Q. John Burke?—A. He is not there now, nor wasn't there at the election time.

Q. Is there more than one man in the Third Ward, First district, of Olyphant, by the name of John Burke?—A. No, sir.

Q. William McHale?—A. There was two; both of them are Democrats.

Q. William McHale, 21 years old, voted on age last election?—A. Yes; he is a Democrat.

Q. Ed McDonnell?—A. He is a Democrat.

Q. John Moylan?—A. He is a Democrat.

Q. Nicholas Carlucci?—A. He is a Democrat.

Q. John Ellis?—A. He is a Democrat.

Q. Ed Flynn?—A. He is a Democrat.

Q. Lawrence Lennon?—A. He is a Democrat.

Q. Michael Nester?—A. He is a Democrat.

Q. Con Shifsky?—A. He is a Democrat.

Q. Andrew Gronyagi?—A. I know an Andrew Granshi. He is a Democrat.

Q. Pasqualla Maso?—A. He is a Democrat.

Q. Stephen Semroth?—A. He is a Democrat.

Q. Michael Shea?—A. He is a Democrat.

Q. William Robinson?—A. I don't know what he was; I couldn't say.

Q. I will now read you a list of names from the First Ward of Olyphant: Christopher Ashman?—A. He is a Democrat.

Q. David Coleman?—A. He is a Democrat.

By Mr. SICKLER:

Q. You don't know how any of these men voted last fall, do you?—A. I will tell you as to that; of course, there is nobody can state how a man is going to vote.

Q. You didn't see their ballots?—A. No, sir.

Q. They didn't tell you how they voted?—A. No, sir.

Now, February 14, 1903, at 12 o'clock noon, hearing is continued until 1 o'clock p. m., same day.

Now, February 14, 1903, at 1 o'clock p. m., pursuant to the last adjournment, hearing is resumed.

GEORGE BLAKE, called and sworn.

Direct examination by Mr. GILROY:

Q. Where do you live?—A. Jermyn, Second Ward.

Q. How long have you lived there?—A. Ever since it has been a ward.

Q. Are you pretty well acquainted with the people in the Second Ward of Jermyn?—A. Yes, sir.

Q. Do you know George Griffiths?—A. Yes, sir.

Q. What are his politics?—A. Democrat this election.

Q. He was a supporter of Howell?—A. Yes, sir.

Q. Wallace Trotter?—A. He was a supporter of Howell.

Q. You heard him say he was a supporter of Howell and worked for Howell?—A. Yes, sir.

Q. Thomas Trotter?—A. He was a supporter of Howell.

Q. He is a brother?—A. Yes, sir.

Q. Robert Trotter?—A. The same.

Q. Herman Kiefer?—A. He supported the Democratic ticket.

Q. He is a Republican?—A. Yes, sir.

Q. He was a Howell supporter?—A. Yes, sir; and the commissioners.

Q. Thomas Nichols?—A. I should say he supported Howell.

Q. William McCarty?—A. He is a Democrat.

Q. Pat Collins?—A. Democrat.

Q. Charles Waffendale?—A. I think he supported the Democratic or antimachine ticket.

Q. Isaac Jones?—A. I don't know anything about his vote.

Q. Is there more than one Isaac Jones in that ward?—A. No, sir.

Q. M. T. Breen; do you know him?—A. Yes, sir.

Q. Is there more than one man of that name in that ward?—A. No, sir.

Q. Is there more than one John McGoff in that ward?—A. No, sir.

Q. Is there more than one Charles Waffendale in that ward?—A. No, sir.

Q. Do you know Henry Layman?—A. Yes, sir.

Q. Layman filed an affidavit at that election, and this affidavit has been returned to court.—A. He is a Democrat.

Q. Charles Reynolds?—A. He is a Democrat.

Q. Do you know Edward Murphy, of the Third Ward?—A. Yes, sir.

Q. What are his politics?—A. Democratic.

By Mr. SICKLER:

Q. You don't know how any of these men voted, do you?—A. Well, yes; some of them; I heard them come out openly and worked for Howell.

Q. You didn't see their ballots?—A. No, sir.

Q. And they didn't tell you how they voted?—A. No; they come right out and stated.

Q. You would not pretend to testify as to how anyone voted?—A. I testify they supported the Democratic ticket.

Q. You would not say or swear they voted so and so?—A. I didn't see their ballots.

Q. You base your testimony on what you heard and what you saw and the expressions that these men made?—A. Yes, sir.

Q. I understand you to say most of these men were openly Howell supporters?—A. Yes, sir.

Q. And most of them were Democrats?—A. I live opposite the polls and see them on the Democratic primaries and vote.

Q. Herman Kiefer is a Republican?—A. Yes, sir. He was a Democrat last time and came out openly and asked me to support the Democratic ticket.

Q. You couldn't say that they voted for Howell?—A. He told me that he was promised a job and voted the Democratic ticket.

Mr. GILROY. I wish to offer in evidence a certified copy of all affidavits filed at the election held November 4, 1902, by the voters of the different wards examined this morning, to wit: The First, Second, and Third Wards of Jermyn Borough; the First, Second, and Third Wards of Mayfield Borough; the First, Second, and Third Wards of Archbald Borough; the borough of Throop; the First, Second, Third, and Fourth Wards of the borough of Olyphant; the First, Second, and Third Wards of Blakely Borough; and the First, Second, and Third Wards of Winton Borough; and the First, Second, and Third Wards of Dickson City Borough; said affidavits now being on file in the court of common pleas of Lackawanna County. I also offer in evidence a certified copy of the voting list of the above wards and boroughs, said voting list being now in the custody of the prothonotary of the court of common pleas of Lackawanna County.

By Mr. GILROY:

Q. When you say a man is a Democrat you mean by that he supported the anti-machine ticket last fall?—A. Yes, sir.

Q. And the Democratic and the anti-machine workers were one and the same?—A. Yes, sir.

Q. And were so recognized last fall?—A. Yes, sir.

Mr. SICKLER. I want to object to all the testimony taken here to-day; first, because the forty days allowed by the act of Congress to contestant expired Thursday, February 12; and second, no written notice of the hearing, as required by the act, was served upon the contestee; third, all the evidence heard here to-day is incompetent.

Mr. GILROY. There is no merit in the objection; the forty days have not expired; secondly, notice of this hearing has been served as required by the act; and thirdly, the evidence is competent.

Now, February 14, 1903, p. m., evidence on the part of the contestant is closed.

HON. WILLIAM CONNELL V. HON. GEORGE HOWELL.

In the matter of the contested election of Hon. George Howell for the office of Member of Congress in the Fifty-ninth Congress of the United States for the Tenth Congressional district of Pennsylvania, consisting of the county of Lackawanna, depositions on the part of the contestant taken by and before Charles McMeans, commissioner and notary public in and for the county of Lackawanna, in the State of Pennsylvania, in room 6, Odd Fellows' Hall building, Wyoming avenue, Scranton, Pa., on Friday, February 6, A. D. 1903, at 9 o'clock a. m., pursuant to notice to contestee.

Appearances: For contestant, W. L. Hill, esq., James E. Watkins, esq. For contestee, William H. Roe, esq.

THOMAS O'BOYLE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, A. D. 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. In the city of Scranton?—A. Yes, sir.

Q. What district?—A. First district.

Q. Where do you live? Give us the street and number.—A. 503 Hampton street is the number since I moved there.

Q. How long ago did you move there?—A. 1893.

Q. Been living there continuously ever since?—A. Yes, sir.

Q. What is your age?—A. As near as I can get at it, it is 55.

Q. Where were you born?—A. I was born in Ireland.

Q. Were you in court and sworn when you got this paper?—A. I guess so.

Q. Were you?—A. Yes, sir.

(Witness produces certificate of naturalization, issued out of the court of common pleas of Luzerne County, dated the 8th of October, 1868, showing the naturalization of Thomas O'Boyle, a native of Ireland.)

Q. What time did you come to this country?—A. 1863.

Q. What time of the year?—A. About the month of May, I think. I would not—I could not make out the time exactly.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself to the collector?—A. The children generally pays the taxes. I paid it myself.

Q. You paid this yourself?—A. I think I did.

(Witness produces tax receipt dated October 19, 1901, showing payment of county tax for the year 1901, Fifteenth Ward, city of Scranton. Stamped John W. Williams, collector, per L. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you when you marked it?—A. No, sir.

PETER MILLER, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. City of Scranton?—A. Yes, sir.

Q. Where do you live?—A. 819 Eynon street.

Q. How long have you lived there continuously?—A. In that same place about eight or nine years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Thirty-three.

Q. Where were you born?—A. Archbald.

Q. In this State?—A. Yes, sir.

Q. Let me see your tax receipt, please.—A. Yes, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay that tax personally to the collector?—A. Yes, sir.

(Witness produces tax receipt dated September 14, 1901, showing payment of county taxes for the year 1901 in the Fifteenth Ward of the city of Scranton, signed John W. Williams, collector, per L. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

ALFRED MOIR, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district, city of Scranton.

Q. Where do you live?—A. 920 Eynon street.

Q. How long have you lived there continuously?—A. Six years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Twenty-eight past.

Q. Where were you born?—A. Right in this town.

Q. Living here all your life?—A. Yes, sir.

Q. Let me see your tax receipt.—A. Yes, sir. This is the only one I could find. I have paid the other one, but I can not find it.

Mr. HILL. We ask that the words of the witness be stricken out, no question having been asked him. They are not responsive.

(Witness produces a tax receipt dated October 6, 1902, showing payment of county tax for the year 1902 in the Fifteenth Ward of Scranton, signed Luther Lewis, collector.)

Q. Did you pay that tax on the date indicated there?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

JOHN H. MACNULTY, called and sworn.

Direct examination:

Q. You voted for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward, city of Scranton.

Q. Where do you live?—A. 531 Hampton street.

Q. How long have you lived continuously in that same place?—A. Over thirty years, I think.

Q. In the same street?—A. Ten years in the house where I am now.

Q. How old are you?—A. Thirty-five.

Q. Where were you born?—A. Missouri, St. Louis.

Q. Let me see your tax receipt. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes personally to the collector?—A. Yes, sir.

(Witness produces tax receipt dated September 30, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, city of Scranton, signed John W. Williams, per L. Williams.)

JAMES H. McCORMICK, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held 4th of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward.

Q. City of Scranton?—A. Yes, sir.

Q. Where do you live?—A. 613 Hampton street.

Q. How long have you lived continuously in that same place?—A. Thirty years.

Q. Without moving away?—A. Well, I moved down on Franklin avenue about twenty-five years ago and lived there about eight months, and then moved back again.

Q. How old are you?—A. Sixty-one.

Q. Where were you born?—A. Susquehanna County, Pa.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself to the collector?—A. No; my daughter paid it.

Q. You are a property owner?—A. Yes, sir.

Q. Is the property in your own name?—A. No; I am administrator for it. It is my wife's—deceased.

Q. These taxes were paid on that property?—A. On that property; yes, sir.

(Witness produces tax receipt No. 1303, dated January 30, 1902, showing payment of county tax in Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That will do.

ROBERT W. SCOTT, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. I did.

Q. Where?—A. First district, Fifteenth Ward.

Q. City of Scranton?—A. Yes, sir.

Q. Where do you live?—A. 807 Eynon street.

Q. How long have you lived continuously in the same place?—A. Two years.

Q. How old are you?—A. Thirty-four.

Q. Where did you live before you went there?—A. 706, on the same street.

Q. How long did you live there?—A. Two years.

Q. Where were you born?—A. Raven Run, Schuylkill County, in this State.

Q. Let me see your tax receipt, please. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated October 4, 1901, showing payment of county tax for the year 1901, Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you?—A. No, sir.

Mr. HILL. That is all.

FRANK McALOON, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. What district?—A. First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 502 Eynon street.

Q. How long have you lived continuously in the same place?—A. Over eleven years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Thirty-four.

Q. Where were you born?—A. In this State.

Q. Let me see your tax receipt.—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay the tax represented by this receipt personally to the collector?—A. Either I or my wife. Sometimes she pays it.

Q. If she paid it, you gave her authority to do so?—A. Yes, sir.

(Witness produces tax receipt No. 662, dated October 25, 1901, showing payment of county tax for year 1901 for Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

MARTIN REILLY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. City of Scranton?—A. Yes, sir.

Q. Where do you live?—A. Hampton street, 523.

Q. How long have you lived continuously in that same place?—A. Five years.

Q. How old are you?—A. Past 34.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization, please?—A. Yes, sir.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. I could not exactly tell you the date. I was under age; about 5 years old.

(Witness produces a certificate of the court of common pleas of Lackawanna County, dated the 6th of October, 1894, showing the naturalization of Martin Reilly, a native of Ireland.)

Q. Let me see your tax receipts, please. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes as taxes assessed against yourself?—A. Yes, sir.

(Witness produces tax receipt dated October 8, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Mr. HILL. That is all.

JAMES NORTON, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held 4th November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. City of Scranton?—A. Yes, sir.

Q. Where do you live?—A. 811 Eynon street.

Q. How long have you lived continuously in that same place?—A. About fifteen years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-one.

Q. When were you 21?—A. Twenty-one last August.

Q. How do you know you were 21 at that time?—A. I know the year I was born, 1881.

Q. How do you know that?—A. I have it home in a book at the house.

Q. Tell me what occurred when you went to vote at that election?—A. I was sworn in.

Q. How were you sworn in?—A. I raised up my left hand and a fellow swore me in.

Q. Who was he?—A. A fellow by the name of Thomas Noone.

Q. Were you acquainted with him?—A. Yes, sir.

Q. Where does he live?—A. I think he lives in the First district of the Fifteenth Ward.

Q. What was he doing there at the election that day?—A. He was around the polls there.

- Q. What office did he hold?—A. He held no office as I know of.
 Q. Held no office at all that you know of?—A. No, sir.
 Q. Did he go to the polls with you or did you find him there?—A. He said he would stand for a witness for me.
 Q. Did you sign an affidavit?—A. Yes, sir.
 Q. Did you sign any paper?—A. Yes, sir.
 Q. What did you sign?—A. I signed my name on a paper.
 Q. Signed your name on a paper? Do you know what the contents of the paper was?—A. No; I could not tell exactly.
 Q. Did you read it before you signed it?—A. No, sir.
 Q. Did anybody read it to you before you signed it?—A. I think the fellow was Johnny Lewis that was there that day—
 Q. I asked you if anybody read it to you before you signed it?—A. I don't remember quite.
 Q. You don't know what was in that paper, then, when you signed it?—A. I know what I was signing it for; I was signing it for an affidavit.
 Q. An affidavit for what?—A. That I was 21.
 Q. Is that all?—A. I guess that was all that was needed.
 Q. What was on the paper?—A. I could not tell you what was on it.
 Q. All that you were doing was swearing that you were 21 years old?—A. Yes, sir.
 Q. Did anybody else sign a paper there at the same time?—A. Yes; I think Thomas Noone signed it.
 Q. Did he mark your ballot for you?—A. No, sir.
 Q. Did he go into the booth with you?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.
 Q. Were you born in this city?—A. Yes, sir.
 Mr. HILL. That will do.

JOHN E. REESE, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fifteenth Ward, First district.
 Q. City of Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 1109 Hampton street.
 Q. How long have you lived continuously in that same place?—A. Well, I have been living on Hampton street a year, and I have been up in Scranton two years next May. I came from Plymouth.
 Q. How old are you?—A. I was 21 the 9th of last August.
 Q. How do you know your age?—A. Just like anyone else would know their age—keep track of it.
 Q. Your parents told you it?—A. Yes, sir.
 Q. Any record at your home?—A. Yes, sir. I am satisfied I was 21 last August.
 Q. Did you ever vote before this fall election?—A. Well, I voted on the day they voted for inspectors.
 Q. You voted at the primaries, then, did you?—A. Yes, sir.
 Q. When was the first time you ever voted?—A. That was the first time I ever voted.
 Q. You simply voted at a primary before that?—A. I voted for the inspector, as I said before. I don't know—
 Q. What did you do when you went there to vote that day?—A. I voted.
 Q. Was that all you did?—A. I got sworn in there, just like I got sworn in here.
 Q. Just in the same way?—A. Well, of course I had to sign my hand there to it, and another fellow signed it.
 Q. You signed your hand there?—A. Yes, sir.
 Q. What did you sign your hand to?—A. To a piece of paper.
 Q. Well?—A. And he read it.
 Q. Who read it?—A. I think his name was Lewis.
 Q. Was he an officer?—A. He was sitting at the table there.
 Q. Who was it that swore you?—A. Lewis was there.
 Q. Who swore you; who was it that stood in front of you and pronounced an oath?—A. I think it was Lewis. I never kept track of it.
 Q. You signed a paper, you say?—A. I am sure I signed a paper.
 Q. Did you know what you signed at the time? Who read it?—A. I didn't know what it was—something about a citizen of the United States.

Q. That was all there was in it—in the paper?—A. I don't remember, I tell you. You don't keep track of everything you hear.

Q. Where were you born?—A. In Bellevue, on the west side.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Any one in the booth with you? Did anybody mark it for you?—A. No, sir. The fellow came in and swore me, but that was about me as a voter.

Q. Did he go into the little curtained inclosure with you?—A. No, sir.

Q. There was not anybody else in there at the time?—A. Nobody but me.

Mr. HILL. That is all.

ALECK PHILLIPS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward, city of Scranton.

Q. Where do you live?—A. 1150 Eynon street.

Q. How long have you lived continuously in that same place?—A. About 17 years.

Q. Have you been in the same house that long?—A. No; this is a new building put up lately. I lived in the old house before.

Q. How long have you been in that election district continuously?—A. Eight years.

Q. You know where the boundaries of the election district are, do you?—A. Yes, sir.

Q. How old are you?—A. I will be 40 years of age the 12th day of next April.

Q. Where were you born?—A. Scranton, west side.

Q. Let me see your tax receipt, please.

Q. Did you mark your own ballot at that election?—A. Yes, sir; I did.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay that tax yourself to the collector?—A. My wife did; she always pays the taxes.

Q. Out of your money, was it?—A. Yes, sir.

(Witness produces tax receipt No. 1387, dated February 2, 1902, showing payment of county tax for the year 1901, Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

JOHN REIF, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. First district?—A. Yes, sir.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 619 Hampton street.

Q. How long have you lived continuously in the same place?—A. Born there and raised right in the same house.

Q. How old are you?—A. Between 21 and 22.

Q. When were you 21?—A. Last July.

Q. In what year were you born?—A. 1881.

Q. How do you know your age?—A. My father told me.

Q. When did he tell you that?—A. Told me it all along.

Q. Any record of it kept in the house?—A. Yes, sir, there is a record; I guess he has a record; I ain't sure.

Q. You were born right here in Scranton?—A. Yes, sir.

Q. Tell me what you did when you went in to vote?—A. A fellow went in with me, a man by the name of Peter Graham, and swore me in.

Q. Did he administer an oath to you?—A. Yes, sir.

Q. That is, Graham did?—A. Yes, sir.

Q. Do you know him very well?—A. Yes, sir.

Q. Where does he live?—A. Eynon street.

Q. What number?—A. I could not tell you the number exactly.

Q. Between what cross streets?—A. Between Eighth and Meridian.

Q. How long have you known him?—A. I know him about nine or ten years; maybe more than that.

Q. How were you sworn?—A. I was sworn; I put up my hand and the fellow read a piece of paper out to me.

Q. Who read it to you?—A. I guess his name was Lewis.

- Q. What was he doing there?—A. I guess he was one of the officers on the board.
- Q. What was it that he read to you?—A. A paper; I don't know what it was; I could not remember now what it is.
- Q. Did you understand it at the time?—A. I understood it at the time.
- Q. What did you do then?—A. I signed my name to the paper.
- Q. Did anybody else sign his name to it?—A. He signed his name to it—to the bottom.
- Q. Who did?—A. Peter Graham.
- Q. Then what did you do?—A. Then he gave me a ballot.
- Q. Who gave you the ballot?—A. Lewis, I guess it was. Lewis gave me the ballot.
- Q. What did you do with it?—A. I went in the booth and marked it.
- Q. Anybody go in the booth with you?—A. No, sir.
- Q. Graham didn't go in with you?—A. No, sir.
- Q. Anybody inside with you at the time you marked your ballot?—A. No, sir.
- Q. You were in there alone?—A. Yes, sir.
- Q. What did you do with it?—A. Put it in the ballot box.
- Q. Drop it in yourself?—A. Yes, sir.
- Mr. HILL. That will do.

JOHN O'NEILL, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
- Q. Where?—A. Fifteenth Ward, First district.
- Q. In Scranton?—A. Yes, sir.
- Q. Where do you live?—A. 915 Hampton street.
- Q. How long have you lived continuously in the same place?—A. In the same place about twenty years.
- Q. Without moving away?—A. Yes, sir.
- Q. How long in the same house where you now live?—A. Around twenty years.
- Q. How old are you?—A. I was born the 25th of February, 1872.
- Q. Where?—A. Tunkhannock.
- Q. In this State?—A. I ain't sure what State it is in.
- Q. You mean it is not in this county, but is in Pennsylvania?—A. Yes; it is in Pennsylvania.
- Q. Let me see your tax receipt.—A. Yes, sir.
- Q. Did you pay these taxes yourself to the collector?—A. Yes, sir.
- Q. Out of your own money?—A. Yes, sir.
- (Witness produces tax receipt No. 1374, dated January 20, 1902, showing payment of county tax for the year 1901, Fifteenth Ward, Scranton, signed "John W. Williams, collector.")
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Anybody in the booth with you at the time?—A. No, sir.
- Mr. HILL. That is all.

TERRENCE McNULTY appeared and showed certificate of naturalization and qualifying tax receipts, but was excused from examination on account of almost total deafness.

WILLIAM C. NOYLE, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.
- Q. Where do you live?—A. I live at Eynon street, Fifteenth Ward.
- Q. What number?—A. 1156.
- Q. Was it in the Fifteenth Ward and First district that you voted?—A. Fifteenth Ward.
- Q. What district?—A. I presume it was the First district.
- Q. Where is that voting place?—A. Right on Eynon street.
- Q. Do you know the number?—A. No.
- Q. About what number? In what block?—A. It is next the corner store; next to Williams's store; that vacant place.
- Q. How long have you lived in the house where you now live?—A. I am living there where I am living now about a month.
- Q. From now?—A. Yes, sir.

Q. Where did you live at the time of the election?—A. I lived on Eynon street then.

Q. At the same place?—A. No, sir.

Q. At what number did you live then?—A. I lived at 1156.

Q. You didn't tell me the number where you live now then?—A. No, sir.

Q. What is that?—A. There is no number on that house; I can not tell you.

Q. What will be the number?—A. I don't know.

Q. What block is it?—A. Lincoln Heights.

Q. Still on Eynon street?—A. Not on Eynon street; Watson street; I am living in the third building there.

Q. How long had you lived in this house on Eynon street before the election?—A. Five years.

Q. Without moving away?—A. Yes, sir.

Q. What is your age?—A. Fifty-nine.

Q. Where were you born?—A. Wales.

Q. Let me see your certificate of naturalization, please.—A. I can not; I can not find it.

Mr. HILL. We ask that the words of the witness, except "I can not," be stricken out as not responsive.

Mr. ROE. I ask that that testimony be taken down.

Mr. HILL. We object to the words as not responsive.

Q. Let me see your tax receipts.—A. They are all in the same pocketbook. I have them, I am sure, in the house, but they have been misplaced on moving.

Mr. HILL. We ask that all of the words of the witness be stricken out as not responsive to any question asked him, and as being incompetent for the reason that the production of the certificate of naturalization is the best and only evidence of naturalization.

Q. Mark your own ballot at that election, did you?—A. I always do.

Q. Did you do it that day?—A. Yes, sir.

Q. Was there anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That will do.

MICHAEL MANNIX, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. I did.

Q. Where?—A. First district, Fifteenth Ward, Scranton.

Q. Where do you live?—A. In that district, 549 Hampton street.

Q. How long have you lived continuously in that same place?—A. About twenty years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Forty-one.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization, please. Were you in court and sworn when you got this paper?—A. Yes.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated 27th day of September, 1890, showing the naturalization of Michael Mannix, a native of Ireland.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes yourself to the collector?—A. I did.

(Witness produces tax receipt numbered 711, dated October 30, 1901, showing the payment of a county tax, Fifteenth Ward, Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That is all.

JOHN MACK, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 620 Eynon street.

Q. How long have you lived continuously in that same place?—A. Well, I have lived in that ward for twenty years, but not in the same house.

- Q. How long in the house you live in now?—A. In this house five years.
 Q. How old are you?—A. Forty-four past.
 Q. Where were you born?—A. Scranton, Sixth Ward.
 Q. Let me see your tax receipts. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt numbered 568, dated October 28, 1901, showing the payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

EDWARD E. ROBERTS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. In the First district?—A. Second district.

Q. Where is the voting place?—A. At John F. Williams's store, or Williams & Co.'s store.

Q. That is in the First district?—A. Yes, sir.

Q. Where do you live?—A. In Eynon street; 1312 Eynon street.

Q. How long have you lived there continuously?—A. About two years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Thirty-eight.

Q. Where were you born?—A. Wales.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 7th of October, 1888, showing the naturalization of Edward E. Roberts, a native of Wales.)

Q. In what year did you come to this country?—A. In 1881.

Q. Let me see your tax receipt, please. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay that tax personally to the collector?—A. Yes, sir.

Q. As a tax assessed against yourself?—A. Yes, sir.

(Witness produces tax receipt dated September 12, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, stamped John W. Williams, collector; signed per Leah Williams.)

Q. Whose name is that there?—A. Williams—that is the wife.

Q. I mean the name up there?—A. My name—Edward E. Roberts.

Q. Did you mark your own ballot at that election?—A. I did.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That is all.

JOHN J. SWEENEY, called and sworn.

Direct examination:

Q. Mr. Sweeney, did you vote for the office of Congressman at the election the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 911 Eynon street.

Q. How long have you lived continuously in that same place?—A. About years.

Q. Without moving away?—A. Yes, sir; from 1893, January, 1893, up to present time.

Q. Who owns the house?—A. J. J. Sweeney.

Q. He owns the house?—A. Yes, sir.

Q. It is not in your wife's name?—A. No, sir.

Q. How old are you?—A. Thirty-seven gone by.

Q. Where were you born, Scranton?—A. Yes, sir.

(Witness produces tax receipt dated December 30, 1901, showing payment of county tax for the year 1901 in the Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Mr. HILL. That is all.

THOMAS S. REESE, called and sworn.

Direct examination:

Q. Mr. Reese, did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district, Scranton.

Q. Where do you live?—A. Patagonia, Eynon street.

Q. What is the number?—A. 1227.

Q. How long have you lived continuously in that same place?—A. Twenty-three years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. I am 49.

Q. Where were you born?—A. In Wales.

Q. Let me see your naturalization certificate.—A. I have not got it; I lost it.

Mr. HILL. We ask that all of the words of the witness, except "I have not got it," be stricken out as not responsive to any question asked him, and as immaterial.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay this tax personally to the collector?—A. Yes, sir.

(Witness produces tax receipt dated October 1, 1901, showing payment of county tax for the year 1901 in the Fifteenth Ward, Scranton, stamped John W. Williams, collector; signed per Leah Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Was there anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. Roe:

Q. How old were you when you came to this country?—A. I was between 2 and 3.

Mr. HILL. Question objected to as not cross-examination, no questions having been asked the witness as to his age when he arrived in this country nor as to the time of his arrival, and we ask that the answer be stricken out.

Q. Mr. Reese, what was your father's name?

Mr. HILL. Objected to as not cross-examination, no question having been asked the witness as to his relationship with any other person, nor the name of any of his relatives, and we ask that the answer be stricken out.

A. John B. Reese.

Mr. HILL. That is all.

WILLIAM J. ROBINSON, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes sir.

Q. Where?—A. First district, Fifteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 809 Hampton street.

Q. How long have you lived continuously in that same house?—A. Sixteen years ext month.

Q. Without moving away?—A. With the exception of once; that was in 1900, between September; yes, it was in September, about three weeks.

Q. How old are you?—A. Twenty-six years next July.

Q. Where were you born?—A. South Wales.

Q. Let me see your certificate of naturalization.—A. I have not got it.

Q. Let me see your tax receipt, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay this tax yourself to the collector?—A. My brother did.

Q. Do you know when he paid it?—A. It says there, doesn't it?

Q. Did he pay it on that day?—A. Yes; he paid it on that day.

(Witness produces notice dated October 8, 1902, to William J. Robinson, 809 Hampton street, stating that his county tax for the year 1902 is due, and the payment should be made to Luther Lewis, collector. Below are the words, "Received payment, Luther Lewis, collector.")

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. Roe:

Q. How old were you when you came to this country?—A. Six years old.

Mr. HILL. The question is objected to as not cross-examination, no questions having been asked the witness as to his age when he arrived in this country, and we ask that the answer be stricken out.

- Q. Where are you living now?—A. At 1116 Rock street.
 Q. When did you move?—A. In December.
 Q. You moved after the election, did you?—A. Yes, sir.
 Q. When you gave your residence, you gave your residence at the time of the election?—A. Yes, sir.

Mr. HILL. That is all.

LEWIS MILLER, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fifteenth Ward, First district.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. Fifteenth Ward, Eynon street.
 Q. What number?—A. 706.
 Q. How long have you lived continuously in that same place?—A. Two years last February 18.
 Q. How old are you?—A. Thirty-five next April.
 Q. Where were you born?—A. Fifteenth Ward, Luzerne street.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Are you a property owner?—A. Yes, sir.
 Q. Is the deed for the property in your own name?—A. No, sir.
 Q. In your wife's name?—A. Yes, sir.
 Q. This is tax assessed against that property?—A. Yes, sir.
 (Witness produces tax receipt dated September 23, 1901, showing payment of county tax for the year 1901, Fifteenth Ward, city of Scranton, Pa., stamped John W. Williams, collector.)
 Q. The tax represented by the receipt I just read is the tax paid on your wife's property, is it?—A. Yes, sir.
 (Witness produces another tax receipt dated May 6, 1902, showing payment of a county tax for the year 1902 in the Fifteenth Ward, city of Scranton, signed Luther Lewis, collector.)
 Q. That tax there also was assessed against your wife's property, was it not?—A. Yes; assessed against my wife's property.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Mr. HILL. That will do.

Cross-examination by Mr. ROE:

- Q. Mr. Miller, that tax receipt you had dated December 23, 1901, included the assessment against yourself as well as against your wife's property?
 Mr. HILL. The question is objected to, the assessments being the best evidence.
 A. Certainly it was. I paid \$3.30 for the one and \$3.30 for the other, so I could go and vote.

DANIEL P. ROBINSON, called and sworn.

Direct examination by Mr. HILL:

- Q. Mr. Robinson, did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fifteenth Ward, First district.
 Q. In Scranton?—A. Yes, sir; Hyde Park.
 Q. How long have you lived continuously in the same place?—A. Sixteen years the 14th of March.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. Where do you live?—A. 809 Hampton street.
 (Witness produces tax receipt dated September 16, 1901, showing payment of a county tax for year 1901 in the Fifteenth Ward, Scranton, stamped John W. Williams, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Mr. HILL. That is all.

MARTIN J. NOONE, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

- Q. Where?—A. First district, Fifteenth Ward.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 617 Meridian street.
 Q. How long have you lived continuously in the same house?—A. Eighteen years, I guess.
 Q. Without going away?—A. Without moving.
 Q. How old are you?—A. I was 21 the 7th of last October.
 Q. Seventh of October, 1902?—A. Yes, sir.
 Q. How do you know your age?—A. My father told me.
 Q. When did he tell you?—A. As long as I can remember; that is what he always told me.
 Q. That is what he has always told you?—A. Yes, sir.
 Q. Do you know the year of your birth?—A. 1881.
 Q. Is there any record of your birth kept in the family?—A. Yes, sir.
 Q. Have you ever seen it?—A. Yes, sir.
 Q. Does it correspond with what you have said here?—A. Yes, sir.
 Q. Where were you born?—A. Providence.
 Q. Right here in Scranton?—A. Yes, sir.
 Q. Tell me, please, what occurred when you voted at the election last fall, when you voted for the office of Congressman?—A. Nothing occurred; just went in and voted; that was all. I was sworn.
 Q. Who swore you?—A. The judge.
 Q. Who was he?—A. Mr. Lewis, I think.
 Q. Are you acquainted with him?—A. No, sir.
 Q. How did he swear you?—A. I held up my right hand and he swore me in.
 Q. And then you took your ballot and went in and voted, did you?—A. After he swore me in, yes; I went in the booth and marked my ballot.
 Q. Did you sign any paper there?—A. Yes, sir.
 Q. What kind of a paper was it that you signed?—A. I signed my name to a paper.
 Q. Did you read it before you signed it?—A. Yes, sir; he told me sign my name. He read it off before, and he told me sign my name. He read it first.
 Q. Did anybody else sign a paper there at the same time with you?—A. I am not sure about that.
 Q. Who went to the polls with you?—A. Mr. Gilbride.
 Q. Did Mr. Gilbride sign the paper?—A. I think he did.
 Q. Did you see him sign the paper?—A. Well, no; I can not swear to that.
 Q. How long have you known Mr. Gilbride?—A. Since I can remember.
 Q. Where does he live?—A. He lives on Eynon street.
 Q. What number?—A. 601.
 Q. Is it in the 600 or 700 block?—A. I think it is 600; I am not sure.
 Q. Which side of the street?—A. The left-hand side.
 Q. How old a man is he?—A. Well, about 40 or 45.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anyone in the booth with you at the time?—A. No, sir.
 Q. Was your vote challenged at that election?—A. No, sir.

PATRICK RATCHFORD, called and sworn.

Direct examination:

- Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fifteenth Ward.
 Q. In what district?—A. I am not sure whether it was the First or Second.
 Q. Where is the voting place?—A. Right back of Williams's store.
 Q. That is in the First district, is it not?—A. I am not sure.
 Q. On what street is the voting place?—A. It is on Eynon street.
 Q. That is the First district, is it not?—A. I think it is.
 Q. Where do you live?—A. On Hampton street.
 Q. What number?—A. 543.
 Q. How long have you lived there continuously?—A. Well, I have lived there since I can remember.
 Q. Right in the same house?—A. Well, not in the same house, but next door.
 Q. How long have you lived in the same house or next door?—A. About four years.
 Q. How old are you?—A. Thirty-seven.
 Q. Born in Scranton?—A. Yes, sir.
 Q. Where were you born?—A. In the Sixth Ward.
 Q. Let me see your tax receipt.—A I was born in March, 1865.

Q. You own property?—A. Yes, sir.

Q. Is the deed for the property in your name?—A. Yes, sir.

Q. Not in your wife's name?—A. No, sir.

(Witness produces tax receipt No. 908, dated December 3, 1901, showing payment of county tax for the year 1901, Fifteenth Ward, city of Scranton, signed John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. I always mark my own ballot.

Q. Anybody in the booth with you when you voted at that election?—A. No, sir.

THOMAS NOONE, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.

Q. Where did you vote?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 623 Meridian street.

Q. How long have you lived continuously in the same house?—A. About a year and a half; two years this April.

Q. Where did you live before that?—A. Why, I lived about six months in the Sixth Ward.

Q. How old are you?—A. Thirty-three.

Q. Where were you born?—A. Scranton, Breck alley.

Q. Let me see your tax receipts.—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay this tax yourself to the collector as a tax assessed against your self?—A. Yes, sir.

(Witness produces tax receipt No. 262, dated November 13, 1901, showing payment of county tax for the year 1901 in the Sixth Ward of Scranton, signed John S. Davies.)

Q. Didn't you say you lived two years in your present residence?—A. Two years this April.

Q. Then you moved in April, 1901?—A. About two years this April or May; I would not be positive. I lived down there about six months in the Sixth Ward.

Q. Where did you live when you paid this tax?—A. When I paid that tax where I am now.

Mr. HILL. That is all.

PATRICK NOONE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. Fifteenth Ward, Scranton?—A. Yes, sir; First district.

Q. Where do you live?—A. Fifteenth Ward.

Q. What street and number?—A. Meridian, 617.

Q. How long have you lived continuously in that same house?—A. Thirty-three years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Somewhere about 56.

Q. Where were you born?—A. Ireland.

Q. Let me see your naturalization certificate, please. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. That is, you were in court and sworn when you got the original of this?—A. Yes, sir.

(Witness produces a certificate of naturalization issued out of the mayor's court of Scranton, showing the naturalization of Patrick Noone, at the October term of said court in 1868, the present paper being a duplicate, being dated the 13th day of September, 1893, signed J. H. Thomas, clerk, quarter sessions. Seal of the court of quarter sessions of Lackawanna County.)

Q. In what year did you come to this country?—A. In 1865.

Q. Are you sure about the date of your arrival in this country; in what year was it?—A. 1865.

- Q. In what month was it?—A. Month of May.
 Q. At what port did you land?—A. New York.
 Q. Where did you go from there?—A. Scranton.
 Q. How long did you stay there?—A. I am here since.
 Q. Ever since?—A. Yes, sir.
 Q. Let me see your tax receipt, please. Did you mark your own ballot at that election?—A. I had my son in with me at the time.
 Q. What is your son's name, Mr. Noone?—A. Thomas Noone.
 Q. Where does he live?—A. Next door to me, on the same street.
 Q. Are you a property owner?—A. Yes, sir.
 Q. Is the deed for the property in your own name?—A. Yes, sir.
 (Witness produces tax receipt No. 683, dated October 28, 1901, showing payment of county tax for year 1901, Fifteenth Ward, Scranton, signed John W. Williams.)
 Q. How did you happen to take your son in the booth with you?—A. To mark my ballot; assist me.
 Q. What did you say to the board of election before you went in?—A. I demanded a man in with me; I asked the judge of the board of election.
 Q. What did you say to the board? Can you recollect the words you used?—A. No; I am always in the habit of taking him in—Thomas.
 Q. Do you read the newspapers?—A. No, sir.
 Q. Did you give any reasons why you wanted him to go in the booth with you when you asked permission for him to go?—A. Yes; to the judge, I did.
 Q. What reasons did you give?—A. Just to mark my ballot.
 Q. What reasons did you give for the request?—A. Because I can not read and write.
 Q. Did you say that at the time?—A. Yes, sir; I told him.
 Q. Do you know how your son marked your ballot?—A. I know what I told him.
 Q. Do you know that he marked your ballot in the way that you told him to?—A. Yes; well, I have confidence in him.
 Q. You know in no other way than by your confidence in him?
 Mr. HILL. That is all.

JOHN NICHOLSON, called and sworn.

Direct examination:

- Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second district, Fifteenth Ward.
 Q. Scranton?—A. Yes, sir.
 Q. Where is the voting place?—A. Corner Eynon and Maine.
 Q. That is in the First district, is it not?—A. Yes, sir.
 Q. Where do you live?—A. 1155 Eynon street.
 Q. How long have you lived continuously in the same house?—A. Seven months.
 Q. When did you move there?—A. The 6th of February, 1902.
 Q. Where had you lived before that?—A. 1153 Hampton street.
 Q. In this city?—A. Yes, sir.
 Q. How long had you lived there?—A. Two years.
 Q. Where did you live before that?—A. 1146 Eynon street.
 Q. How long had you lived there?—A. Five years.
 Q. How old are you?—A. Thirty-two.
 Q. Where were you born?—A. Scranton; right here; Fourth Ward.
 Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. What is your occupation?—A. Street-car conductor.
 Q. Do you work for the Scranton Railway Company?—A. Yes, sir.
 Q. How long have you voted in the district where you voted this last time?—A. I moved there eight years ago last November, and I voted ever since.
 Q. Always in the same district?—A. Yes, sir.
 Q. Did you pay these taxes yourself to the collector?—A. No, sir; my wife paid them.
 Q. Paid it under your instructions and out of your money?—A. Yes, sir.
 (Witness produces tax receipt No. 728, dated October 31, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams, collector.)

DAVID WALLACE, called and sworn.

Direct examination by Mr. HILL:

(This witness having been subpoenaed to appear on Saturday, the 7th day of February, 1903, and coming at this time and asking to be examined, counsel for Mr. Howell agrees that he may be examined at this time.)

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourteenth Ward.

Q. In what district?—A. First district.

Q. Where is the voting place?—A. It is up near Cosgrove's.

Q. On what street?—A. Price street, back of Cosgrove's Hotel.

Q. Where do you live?—A. I lived at 222; I moved from 222 to 221 North Ninth street, right across the street.

Q. How long ago was that?—A. About a year ago.

Q. How long have you been in that district?—A. About twelve or thirteen years.

Q. How old are you?—A. Born June 5, 1859.

Q. Where were you born?—A. Delaware Water Gap, Monroe County.

Q. In this State?—A. Yes, sir.

Q. Let me see your tax receipts.—A. I have got them all with me now.

Q. Pay these taxes personally to the collector?—A. Yes, sir.

Q. At the time herein indicated?—A. Well, my wife usually pays my taxes, and I guess she did.

Q. If she paid it, she paid it with your authority and out of your money?—A. Yes, sir.

(Witness produces tax receipt No. 152, dated December 27, 1900, showing payment of county tax for the year 1900 in the Fourteenth Ward of Scranton, signed Thomas Cosgrove, collector.)

Q. Did you mark your own ballot at that election?—A. Certainly.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Mr. HILL. That is all.

GWILYM NOYLE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenthth Ward.

Q. In what district? Was it in the First district?—A. First district; yes, sir.

Q. Where is the voting place?—A. Right at—I forget the name of the store—John T. Williams's store, right behind there.

Q. That is on Eynon street?—A. Yes, sir.

Q. Where do you live?—A. I live on Eynon.

Q. What number?—A. 1002; used to live at 1156.

Q. How long have you lived continuously in 1002, where you now live?—A. About two months; a little over.

Q. When did you move there?—A. About two months back; a little over.

Q. What was the date you moved?—A. I can not tell you.

Q. After the election?—A. Yes, sir.

Q. Where did you live at the time of the election?—A. 1156 Eynon street.

Q. How long did you live there continuously before the election?—A. I lived there all of five years.

Q. How old are you?—A. Twenty-four.

Q. Where were you born?—A. Nanticoke.

Q. In this State?—A. Yes, sir.

Q. Let me see your tax receipt, please.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay these taxes yourself to the collector?—A. Yes.

Q. The time here given?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated October 7, 1901, showing payment of county tax for the year 1901, Fifteenth Ward, Scranton, stamped John W. Williams.)

Mr. HILL. That is all.

THOMAS W. NOYLE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where?—A. On Eynon street.
 Q. In what ward?—A. Fifteenth.
 Q. What election district?—A. First.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 1002, third block from Main avenue.
 Q. On what street?—A. Eynon street, toward the south side.
 Q. At the time of the election?—A. Yes, sir.
 Q. How long have you lived continuously at that same house?—A. I moved from 1156. I moved down there about a week after the last strike we had.
 Q. You mean after the strike was declared or after it was declared off?—A. I was down there when the strike was declared, that one week.
 Q. You lived in that same place from the time the strike was declared until the election?—A. Yes, sir; until the present time.
 Q. How old are you?—A. Thirty-six.
 Q. Where were you born?—A. Pittston.
 Q. This State?—A. Yes, sir.
 Q. Let me see your tax receipt, please.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. Did you pay this tax yourself to the collector?—A. Yes, sir.
 Q. As a tax assessed against yourself?—A. Yes, sir.
 (Witness produces tax receipt No. 15, dated September 9, 1901, showing payment of county tax for year 1901, in Fifteenth Ward, Scranton, signed John W. Williams.)
 Mr. HILL. That is all.
 At this point the hearing was adjourned to meet at the same place Saturday morning, February 7, 1903, at 9 o'clock.

Now, Saturday, February 7, 1903, pursuant to adjournment and agreement between the counsel for both parties, hearing is resumed before James McMeans, commissioner, at room No. 432, Connell Building, Scranton, Pa., at 9 o'clock a. m.

Appearances: For contestant, W. L. Hill, esq., James E. Watkins, esq. For contestee, William H. Roe, esq.

JAMES A. JORDON, called and sworn:

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held 4th November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 335 West Market street.
 Q. How long have you lived continuously in the same place?—A. Twenty years.
 Q. Without going away?—A. Yes, sir.
 Q. How old are you?—A. Twenty-eight.
 Q. Where were you born?—A. Carbondale.
 Q. In this State?—A. Yes, sir.
 Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 Q. Did you pay that tax yourself to the collector?—A. Yes, sir.
 Q. When did you pay it?—A. I could not tell you the date.
 Q. How long ago?—A. About the time the tax was due.
 Q. About the time you received the notice?—A. Yes, sir.
 (Witness produces tax receipt dated December 17, 1901, showing payment of county tax for the year 1901, Second Ward, city of Scranton, signed C. V. Terwilliger, collector.)

Mr. HILL. That will do, Mr. Jordan.

WILLIAM G. MALONEY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 1639 Ferdinand street.
 Q. How long have you lived continuously in that same place?—A. Thirty years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. Thirty-five years.

Q. Where were you born?—A. In Ireland.

Q. Let me see your certificate of naturalization, please.—A. Yes, sir.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 5th of October, 1888, showing the naturalization of William Maloney, a native of Ireland.)

Q. Did you pay that tax yourself, Mr. Maloney?—A. Yes, sir.

Q. You are a property owner?—A. Yes, sir.

Q. Is the deed in your own name?—A. It is in both names—the woman's and mine.

Q. This receipt, dated September 30, 1901, is for taxes against what—against your own property or the property of yourself and wife?—A. My own property.

(Witness produces tax receipt dated September 30, 1901, showing payment of county tax for the year 1901, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

HENRY McTAMNEY, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district.

Q. Where do you live?—A. 328 Green street, Providence, Scranton.

Q. How long have you lived continuously in that same place?—A. Eighteen years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. I will be 53 in April.

Q. Where were you born?—A. Sugar County, New York State.

Q. Let me see your tax receipt. Did you mark your own ballot at that election?—

A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Are you a property owner, Mr. McTamney?—A. Yes, sir.

Q. Is the deed in your own name?—A. Yes, sir.

Q. Not in your wife's name?—A. No, sir.

Q. You paid this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated December 20, 1901, showing payment of county tax for the year 1901, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir; I didn't need them.

THOMAS TOOMEY, called and sworn.

Direct examination by Mr. HILL:

Q. Mr. Toomey, did you vote for the office of Congressman at the election held 4th November, 1902?—A. I did.

Q. Where?—A. Fourteenth Ward.

Q. Second district? Where is the voting place?—A. Right next to North Main avenue on the left. I don't know whether it is First or Second district. It is by Mortimer Fuller's store there.

Q. Is it Mortimer Fuller's old store?—A. Yes, sir. I don't know whether it is First or Second district. It is in the Fourteenth Ward.

Q. That is in the Second district.—A. Yes, sir; it is in First or Second district.

Q. That is in Scranton?—A. Yes, sir.

Q. Where do you live?—A. Fairview avenue, 217.

Q. How long have you lived continuously in that same house?—A. I bought it about twenty-five years ago from Charles Du Pont Breck and Charles P. Kingsbury.

Q. Are you living there continuously since?—A. I had to move my residence away on account of becoming a conductor, and lived eleven years in New Jersey, but moved up six years ago and lived here since. Bought it twenty-five years ago.

Q. How old are you?—A. Sixty-six years next Christmas.

Q. Where were you born?—A. In Ireland.

(Witness produces duplicate certificate of naturalization issued out of the mayor's court of Carbondale for September term, 1856, showing the naturalization of Thomas Toomey, a native of Ireland. Certified from the records of the court of quarter sessions of Lackawanna County the 6th day of August, 1897. Seal of the court.)

Q. That is your paper?—A. Yes, sir.

Q. You were in court and sworn when you got the original of it?—A. Yes, sir.

Q. You are a property owner?—A. Yes, sir.

Q. The property is in your own name, is it?—A. Yes, sir.
(Witness produces tax receipt No. 777, dated January 17, 1902, showing payment of a county tax for the year 1901 in the Fourteenth Ward of Scranton, signed Thomas Cosgrove, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you at the time?—A. No, sir.

OSWALD JONES, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I regret to say I did.

Q. Where did you vote, Mr. Jones?—A. Fourth district, Second Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 308 Oak street.

Q. How long have you lived continuously in the same place?—A. Over five years.

Q. How old are you?—A. Fifty years.

Q. Where were you born?—A. England.

Q. Is this your certificate of naturalization?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. I was.

Q. That is the original of this?—A. Yes, sir.

(Witness produces duplicate of certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 6th day of October, 1877, showing the naturalization of Oswald Jones, a native of England.)

Q. You are a property owner, are you, Mr. Jones?—A. Yes, sir.

Q. Is the property in your own name?—A. Yes, sir.

(Witness produces tax receipt dated February 6, 1901, showing payment of county tax for the year 1900 in Scranton, signed Thomas Jehu, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

JERRY HENRY McCONNELL, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 305 Oak street.

Q. How long have you lived continuously in the same place?—A. Five years next October; four years past.

Q. How old are you?—A. Fifty-one.

Q. Where were you born?—A. Oxford, N. J.

Q. Let me see your tax receipt, please. Did you pay this tax yourself to the collector?—A. I think I did; yes, sir. I am not going to swear positively to that.

Q. Do you know what time it was paid?—A. I paid it the 28th day of April. I paid it the same time I paid my city and school—paid them both together.

(Witness produces tax receipt dated April 28, 1902, showing payment of county tax, Second Ward, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

JOHN PARRY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In the Fifteenth Ward and First district?—A. Yes, sir.

Q. Where do you live, Mr. Parry?—A. 1117 Eynon street.

Q. How long have you lived continuously in the same place?—A. I have been born around there.

Q. How long have you lived there without going away just prior to the last election?—A. I could not tell you.

Q. Was it five or six years?—A. I don't know.

Q. How long did you live there just preceding the election of last fall?—A. Eight years, I guess.

Q. How old are you?—A. Twenty-two.

- Q. When were you 22?—A. This coming March.
 Q. You will be 22?—A. The 28th of next month.
 Q. When were you 21?—A. Last March.
 Q. March of last year?—A. Yes, sir.
 Q. How do you know that is your age?—A. Well, I was born in 1881.
 Q. Who told you your age?—A. My father.
 Q. That is what you have always been told?—A. Yes, sir.
 Q. Any records kept at home of your birth?—A. Not as I know of.
 Q. What happened when you went to vote at that election?—A. I don't understand.
 Q. Tell me what you did when you went to the polls.—A. I went in and gave my name.
 Q. And then what was done?—A. I marked my ballot and came out.
 Q. That was the next thing you did after you gave your name?—A. Yes, sir.
 Q. Did you sign your name to anything?—A. I don't think I did.
 Q. If you had signed your name you would remember it, wouldn't you?—A. Yes, sir.
 Q. Did you or did you not sign your name?—A. I ain't sure.
 Q. Were you sworn to anything there?—A. No, sir.
 Q. Are you positive about that?—A. Yes, sir.
 Q. And if you signed your name to anything you didn't swear to the contents, did you?—A. No, sir.
 Q. What time of the day did you vote?—A. About half past 6 in the evening.
 Q. Did anybody go in the booth with you?—A. No, sir.
 Q. Who went to the polls with you?—A. I went myself.
 Q. Did you take anybody with you to prove that you were of age?—A. No, sir; the men in there they knew me.
 Q. Did you see anybody else sign a paper at the time you went in to vote?—A. No, sir.
 Q. See anybody else sworn at the time you were sworn?—A. Not as I know of.
 Q. You were not sworn at all?—A. No, sir.
 Mr. HILL. That will do.

PRICE DAVIS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. Putman street, 318.
 Q. How long have you lived continuously in the same place?—A. Over six years.
 Q. Without going away?—A. Yes, sir.
 Q. How old are you?—A. Thirty-three.
 Q. Where were you born?—A. Wales.
 Q. Let me see your certificate of naturalization, please.
 Q. Were you in court and sworn when you got this paper?—A. Yes, sir.
 Q. In what year did you come to this country?—A. I don't know what year I came in.
 Q. How long have you been here?—A. About seventeen years.
 (Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County dated the 30th day of September, 1896, showing the naturalization of Price Davis, a native of Wales.)
 Q. Let me see your tax receipt, please.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. You paid this tax yourself to the collector, did you?—A. Yes, sir.
 (Witness produces tax receipt dated September 26, 1901, showing payment of county tax for the year 1901, Second Ward, Scranton, signed C. V. Terwilliger, collector.)
 Q. Mr. Davis, who paid that tax for you?—A. I paid it myself.
 Mr. HILL. That is all.

STEWART SPACE, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I did.
 Q. Where?—A. Fourteenth Ward, Second district.
 Q. In Scranton?—A. Yes, sir.

- Q. Where do you live?—A. Price street.
- Q. How long have you lived continuously in that same house?—A. About five months.
- Q. When did you move there?—A. Moved in September.
- Q. What date?—A. I think it is on the 14th of September.
- Q. 1902?—A. Yes, sir.
- Q. Where did you move from?—A. I was married. I didn't move at all. I was married and moved down there.
- Q. Where did you live just before you moved there?—A. 430 Main avenue.
- Q. In what ward is that?—A. I think it is up at McCann's store. I lived there until September.
- Q. Where did you live before that?—A. I lived in Pittsburg—moved from here to Pittsburg. I was born in Dunmore.
- Q. When did you come back from Pittsburg?—A. January 25 a year ago—1902.
- Q. How long did you live in Pittsburg?—A. About six weeks.
- Q. Where did you live before that?—A. In Dunmore.
- Q. Born there?—A. Yes, sir.
- Q. How old are you?—A. Twenty-one last September, 1902.
- Q. On what date?—A. The 6th of September.
- Q. How do you know that is your age?—A. Because I have seen it in the Bible at home.
- Q. And your parents have told you that, have they?—A. Yes, sir.
- Q. What did you do that day when you went to vote?—A. Went up and gave my name and they swore me in.
- Q. Who swore you in?—A. The man next door to me—D. Y. Williams.
- Q. Where does he live?—A. Right next door.
- Q. He administered the oath to you, did he?—A. Yes, sir.
- Q. What did you do after you had the oath?—A. I went in and marked the ballot after I was sworn in.
- Q. That was all you did?—A. Yes, sir.
- Q. Did you sign a paper?—A. Yes; I did.
- Q. You signed a paper?—A. Wait till I see.
- Q. What was it that you signed?—A. The only paper I signed was the ballot.
- Q. That is all you signed?—A. That is all I signed.
- Q. You just made marks on that?—A. Yes, sir.
- Q. You didn't sign your name to any paper that day at all?—A. Yes; I did, too, come to think of it.
- Q. What was it?—A. I can not tell you what it was. I think there was a paper there. There was a lot of names on it.
- Q. There was a lot of names on the paper that you signed?—A. Yes, sir.
- Q. Whose were they?—A. I don't know.
- Q. Did you read anything on the paper?—A. No, sir.
- Q. Was anything read to you on the paper that you signed?—A. Yes, sir.
- Q. Who read it?—A. I can not tell; I don't know the man.
- Q. Was it the same person who administered the oath to you?—A. No, sir. To tell you the truth, now, I don't remember whether he read anything to me or not, or whether it was the same man swore to me or not. To tell you the truth about it, I don't know.
- Q. Do you know what the paper was you signed?—A. I don't know; I didn't read it.
- Q. Did you know at the time?—A. I didn't read it; no.
- Q. Was it a book that you signed your name in?—A. I don't know.
- Q. Did anybody else sign his name at the same time or immediately preceding or immediately following you?—A. Yes, sir.
- Q. Who was it?—A. I think it was the man who swore me in.
- Q. Was he sworn the same as you?—A. No, sir—yes he was, too. I didn't pay much attention to it.
- Q. What did you do then, after you had finished all this you have told about?—A. I went into the booth.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Did the man who had sworn you in go into the booth with you?—A. Yes, sir; D. Y. Williams.
- Q. Where does he live?—A. Next door to me on Price street.
- Q. How long has he lived there?—A. I don't know.
- Q. Do you know him very well?—A. Yes, sir.
- Q. Why did he go into the booth with you?—A. I don't know.
- Q. You didn't ask him, did you?—A. No, I didn't. I asked him in; yes, sir.

- Q. He went in there with you?—A. Yes, sir.
 Q. I mean the little curtained place?—A. Yes, sir.
 Q. What did he do while he was in there?—A. He watched me mark the ballot.
 Q. Did he offer to assist you in marking the ballot?—A. No, sir.
 Q. Did you ask him?—A. I asked him which one to mark; yes, sir.
 Q. Did you mark it as he told you?—A. Yes, sir.
 Q. What did you say to the board of election before you went in with him?—A. Nothing.
 Q. You didn't ask them to allow him to go in with you?—A. They asked me if I wanted somebody to go in with me.
 Q. Yes; what did you say then?—A. I said yes.
 Q. Did they then say this man would go in with you?—A. I asked for him to go in with me.
 Q. What did you want him in there for?—A. To show me to mark the ballot.
 Q. Did you ever go to school?—A. Yes, sir.
 Q. Did you study reading and writing?—A. I did.
 Q. Did you learn to read and write?—A. Yes, sir.
 Q. Do you read the newspapers?—A. Yes, sir.
 Q. Eyesight good?—A. Yes, sir.
 Q. Anything the matter with your hands?—A. Not as I know of.
 Q. You could mark your own ballot yourself, then?—A. Yes, sir.
 Mr. HILL. That will do.

TALIESIN JONES, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. 310 Putman street.
 Q. How long have you lived continuously in the same place?—A. About fifteen years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. Forty-three.
 Q. Where were you born?—A. Wales.
 Q. Let me see your naturalization certificate. Were you in court and sworn when you got this paper?—A. Yes, sir.
 Q. What year did you come to this country?—A. 1879.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 4th day of October, 1894, showing the naturalization of Taliesin Jones, a native of Wales.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. Did you pay your tax yourself to the collector?—A. Yes, sir.
 (Witness produces tax receipt dated September 30, 1901, showing payment of county tax, Second Ward, Scranton, for the year 1901, signed C. V. Terwilliger.)

JOHN LENAHA, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second Ward, Fourth district, Scranton.
 Q. Where do you live?—A. 353 Ferdinand street.
 Q. How long have you lived continuously at that same number?—A. A year this coming April.
 Q. Where did you live before that?—A. Brick avenue.
 Q. Right here in Scranton?—A. Yes, sir.
 Q. How long have you lived in Scranton?—A. Ever since I come to this country.
 Q. How long have you lived in Scranton?—A. I don't rightly know how long I have been in Scranton.
 Q. How old are you?—A. I will be 24 next birthday.
 Q. Where were you born?—A. England.
 Q. Let me see your certificate of naturalization.—A. I voted on age on my father's papers. I have none.
 Mr. HILL. We ask that the words of the witness be stricken out as not responsive to any question asked him.

Q. Let me see your tax receipts, please.—A. Never assessed. I have been a soldier and just got back. I can not show you them.

Q. Never paid any tax of any kind?—A. No.

Q. How old are you?—A. Twenty-four next birthday.

Q. When were you 23?—A. Twenty-fourth of last June.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. You said a while ago that you voted on age?—A. On my father's papers.

Mr. HILL. We ask that the words of the witness be stricken out as not responsive to any question asked him.

Witness (continuing). I was a soldier in the United States service since I became of age. I enlisted, and when I came back I voted.

Mr. HILL. We ask that all the words of the witness be stricken out as not responsive to any question asked him.

Q. Did you sign an affidavit before voting?—A. No, sir.

Q. Were you sworn in?—A. No, sir.

Q. Was your vote challenged?—A. No, sir.

Cross-examination by Mr. ROE:

Q. How old were you when you came to this country?

Mr. HILL. Question is objected to as not cross-examination, no questions having been asked him as to his age at the time of his arrival in this country.

A. I don't know; I think about a year and a half.

JOHN COMERFORD, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1709 Wayne avenue.

Q. How long have you lived continuously in the same place?—A. Since about 1867.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Sixty-three.

Q. Where were you born?—A. Ireland.

Q. In what year did you come to this country?—A. I could not tell you exactly; I was too young—8 years and 9 months—when I came.

Q. When did you come; how long ago did you come?—A. It must be somewhere about a little over fifty years.

Q. Were you in court and sworn when you got that paper?—A. Yes, sir.

Q. That is your certificate of naturalization, is it?

(Witness produces certificate of naturalization issued out of the mayor's court, city of Scranton, October 18, 1868, showing the naturalization of John Comerford, a native of Ireland.)

Q. Did you pay that tax yourself to the collector?—A. Yes, sir.

(Witness produces a tax receipt dated December 12, 1901, showing payment of county tax, Second Ward, Scranton, year 1901, signed C. V. Terwilliger.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That is all.

DAVID PARRY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Eynon street, 1117.

Q. How long have you lived continuously in the same place?—A. I am there since 1873.

Q. Without moving away?—A. No; I didn't move away at all.

Q. What is your age?—A. Fifty-five.

Q. Where were you born?—A. Wales.

Q. Let me see your certificate of naturalization, please.—A. I can not give it now.

Q. Is this your tax receipt?—A. Yes, sir.

Q. You paid this tax yourself to the collector?—A. Yes, on the date there given, that date.

Q. That date is December 20, 1902?—A. Yes, sir.

Q. That is when you paid the tax?—A. Yes, sir.

(Witness produces tax receipt dated December 20, 1902, showing payment of a county tax in the Fifteenth Ward, city of Scranton, for the year 1902, signed Luther Lewis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Parry, have you paid any taxes within a few years preceding the election?—A. Yes, sir.

Mr. HILL. Question objected as not cross-examination, no questions having been asked the witness as to payment of such taxes, and we ask that the answer be stricken out.

Q. Where were you naturalized?

Mr. HILL. Question objected to as not cross-examination, incompetent, and immaterial, the certificate being the only evidence of naturalization.

A. Wilkesbarre.

WILLIAM JERMAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward, Scranton.

Q. Where do you live?—A. 326 Greene street.

Q. How long have you lived continuously at that same number?—A. Two years next October. I moved there a year last October.

Q. How old are you?—A. I will be 30 years next November.

Q. Where were you born?—A. Born in Wales.

Q. Let me see your certificate of naturalization.—A. Never had any; voted on my father's papers.

Mr. HILL. We ask all of the words of the witness, except "never had any," be stricken out as not responsive to any question asked him.

Q. Let me see your tax receipts, please. You paid these taxes yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt No. 755, dated December 6, 1901, showing payment of county tax for the year 1901 in the First Ward of Scranton, signed John McDonnell.)

The Witness. I got others previous to that and after that.

Q. That was before you moved up to the place where you live now?—A. We had a property in the Second Ward.

Q. You lived up there where you live now when you paid this?—A. Yes, sir.

Q. That was a tax assessed against yourself, was it?—A. Yes, but I paid on a property in the Second Ward.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you ever vote in that same district before?—A. No, sir.

Q. When did you vote there?—A. No; I did not.

Q. Did you sign an affidavit?—A. Yes, sir.

Q. What was the affidavit?—A. Well, I was sworn in there by the board.

Q. Who swore you in?—A. The board.

Q. What one of the board?—A. James Flynn.

Q. What was he?—A. He was a Democrat.

Q. What office did he hold there?—A. I think he was judge of election.

Q. How did he swear you in?—A. Well, I took an oath; I put up my hand and he read a paper to me and I signed it.

Q. What was it that you signed?—A. The affidavit.

Q. What was the affidavit to; did you know what was in it?—A. Yes; I knew then when I heard it read to me; I can not remember just now.

Q. Did anybody else sign an affidavit with you?—A. I believe he did; yes. I think he signed his name to it.

Q. Was it he or one of the other members that signed it?—A. I would not say now, for there were others of the board there.

Q. What did you do after that?—A. He gave me a ballot, the inspector did, and I went in and voted.

- Q. Didn't he go in with you?—A. No, sir.
 Q. You went in by yourself?—A. Yes, sir.
 Q. And you marked your own ballot?—A. Yes, sir.
 Q. Do you know how you marked your ballot?—A. Yes, sir.
 Mr. HILL. That will do.

JOHN MOFFATT, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I did, sir.
 Q. Where?—A. Fourth district, Second Ward.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 1850 Brick avenue.
 Q. How long have you lived continuously in the same place?—A. Four years.
 Q. Without moving away?—A. I am thirty-two years altogether in the building, but three years away out of that.
 Q. What is your age?—A. Fifty-eight, I should think.
 Q. Where were you born?—A. Ireland.
 Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this paper?—A. I was.
 Q. In what year did you come to this country?—A. 1862.
 (Witness produces certificate of naturalization issued out of the mayor's court of the city of Scranton, dated the 1st day of October, 1868, showing the naturalization of John Moffatt, a native of Ireland.)
 Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. No, sir.
 Q. Anybody in the booth with you at the time?—A. Yes, sir. I didn't have my glasses with me, and I couldn't read it.
 Q. Who was it in the booth with you?—A. Patrick Flynn.
 Q. Where does he live?—A. 1718 Brick avenue.
 Q. How did he happen to go in the booth?—A. I asked him.
 Q. Did you make any explanation to the election board?—A. Yes, sir; I told them I wanted help, and they asked that man to go. I said I wanted that man for to go behind the line.
 Q. He was your personal choice, was he?—A. Yes, sir.
 Q. Do you know how he marked your ballot?—A. I know well how he marked it.
 Q. How did you know that? How could you tell how he marked your ballot?—A. He didn't mark it. I marked it.
 Q. What did you want him in there for, then?—A. I didn't have my glasses, and I couldn't tell which line.
 Q. How do you know how you marked your ballot?—A. I know I marked the man I wanted to vote for.
 Q. How do you know that? You could read the name, could you?—A. Yes, sir.
 Q. The reason you know how you marked it is because you read the name on it, on the ballot?—A. Yes, sir.
 Q. Didn't need any glasses for that?—A. No; I could see that clear enough.
 Q. What was it that you needed the glasses for, then?—A. To see where the line was I would vote on.
 Q. You are a property owner, are you, Mr. Moffatt?—A. Yes, sir.
 Q. Is your property in your own name?—A. Yes, sir.
 Q. Not in your wife's name?—A. No; it is mine.
 (Witness produces tax receipt dated December 3, 1901, showing payment of a county tax for the year 1901, Second Ward, Scranton, signed C. V. Terwilliger.)

SIMIAN JAMES, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. 318 Putman street.
 Q. In Scranton?—A. Yes, sir.
 Q. How long have you lived continuously in the same house?—A. Seven years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. I will be 46 next birthday.
 Q. Where were you born?—A. Wales.

Q. Let me see your certificate of naturalization. What year did you come to this country?—A. It was about 1861; somewhere around there.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 5th of October, 1882, showing the naturalization of Simian James, a native of Wales, at the October term in 1882.)

Q. Did you pay this tax yourself to the collector?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated December 27, 1901, showing payment of county tax for the year 1901 in the Second Ward, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Mr. HILL. That is all.

JOSEPH D. THOMAS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. I did.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Merrifield street, 57.

Q. How long have you lived continuously in that same place?—A. Neighborhood of about seven years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Forty-one.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization.—A. I didn't need any.

Mr. HILL. We ask that the words of the witness be stricken out as argumentative, and not in answer to any question asked him.

Q. This is your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes yourself on the date there given?—A. Yes, sir.

(Witness produces tax receipt No. 595, dated November 18, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, Scranton, signed John Cosgrove, per T. C.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. You were mistaken a while ago when you gave the place of your birth?—A. No, sir.

Q. We were mistaken when we understood you to say Ireland. Where were you born?—A. In Maryland.

JAMES J. GALLAGHER, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman on the 4th day of November, 1902, at the election held that day?—A. Yes; I did.

Q. Where?—A. Second Ward, Fourth district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1706 Brick avenue.

Q. How long have you lived continuously in that same place?—A. About forty years or thirty-five.

Q. When were you born?—A. I was born in 1856.

Q. Where were you born?—A. In Ireland.

Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. I was about 9 or 10 years old.

Q. In what year did you come?—A. That I could not tell you.

Q. When were you 21?—A. You can see from 1856. I was born 3d of November, 1856.

Q. You are sure about the date of your birth?—A. So my father says.

Q. You could not say positively about it?—A. Well, I take his figures for it.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 12th day of October, 1876, showing the naturalization of James Gallagher, a native of Ireland. "Above is a duplicate.")

Q. Is this your tax receipt?—A. Yes, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. Is the property in your own name?—A. Yes, sir.

(Witness produces tax receipt dated August 28, 1901, showing payment of county tax for the year 1901 in the Second Ward, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

CHARLES STEWART, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman on the 4th day of November, 1902, at the election held that day?—A. Yes, sir.

Q. Where?—A. Fourteenth Ward.

Q. Where is the voting place?—A. Price street and Main avenue.

Q. Right on the corner?—A. Back of Cosgrove's.

Q. That is in the First district, is it not?—A. That I could not tell you.

Q. Where do you live?—A. 306 Sixth street.

Q. How long have you lived continuously in the same place?—A. Twenty-two years.

Q. How old are you?—A. Twenty-two.

Q. When were you 22?—A. Third of last December.

Q. December, 1902?—A. Yes, sir.

Q. What day were you born?—A. Third day of December.

Q. In what year?—A. That I could not tell you.

Q. How are you so sure about that?—A. They have it on the records of the Bible.

Q. Have you seen that what is recorded?—A. Yes, sir.

Q. Gives the date of your birth?—A. I don't remember exactly.

Q. How do you remember your age and don't remember the date of your birth?—

A. The date is in the Bible.

Mr. ROE. We object to the question as argumentative to the witness.

Q. Has anybody ever told you how old you are?—A. My mother has told me.

Q. And that is what she told you?—A. She has told me when I was 17 or 18 years of age.

Q. You figure from that you were 22 years of age the 3d of December?—A. Yes, sir.

Q. Where were you born?—A. Scranton; same place.

Q. What did you do when you went to vote that day?—A. Just simply went in. I went in and they took my name; I give my name and they gave me a ballot, and I went in and marked it.

Q. That is all?—A. Yes, sir.

Q. You are sure about it. Didn't you sign your name to any paper?—A. No, sir.

Q. Did you take an oath to anything?—A. No, sir.

Q. You are sure about it?—A. Yes, sir.

Q. Did anybody else sign a paper for you at the time?—A. They put my name down in a book when I came in; that was all.

Q. Who did that?—A. Mr. Diehl, I believe.

Q. Did you notice where he put it; in a book or where?—A. In a book.

Q. What else was on the book?—A. I didn't notice.

Q. What did it look like?—A. Book with just names on it.

Q. And he put yours down below the others, did he?—A. I could not tell you where he put it.

Q. What kind of a looking book was it?—A. A small kind of a book.

Q. What was the color of the paper?—A. White.

Q. Did you notice whether it was ruled or not?—A. No, sir.

Q. Did anybody go into the booth with you?—A. No, sir.

Q. Nobody went in with you? Did you mark your own ballot?—A. Yes, sir.

Cross-examination by Mr. ROE:

Q. Have you voted before?—A. No, sir.

Mr. HILL. Objected to as irrelevant, and we ask that the answer be stricken out.

Q. Did you vote at the spring election, 1902?—A. Yes, sir.

Mr. HILL. Objected to as not cross-examination, as immaterial and irrelevant, and ask that the answer be stricken out.

FRANK GILMORE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Scranton, Fourth district, Second Ward.

- Q. Where do you live?—A. 1814 Wayne avenue.
 Q. How long have you lived continuously at that same place?—A. Since the last of November.
 Q. When?—A. 1892.
 Q. Where did you live before that?—A. 307 West Market street.
 Q. Was that where you lived at the time of the election? How long had you lived there continuously just preceding the election?—A. Since February 22, 1891.
 Q. When was it you moved away?—A. Last of November, 1892.
 Q. How old are you?—A. Twenty-two—past.
 Q. Where were you born?—A. Schultzville, Lackawanna County.
 Q. When were you 22?—A. June 22, 1902.
 Q. You are sure about your age?—A. According to my parents.
 Q. That is what your parents say?—A. Yes, sir.
 Q. You have no reason to doubt that that is your age?—A. No, sir.
 Q. Let me see your tax receipts.—A. I voted on age. I have the tax receipt for December I got—the first I ever paid.
 Q. This is the first tax you ever paid of any sort?—A. Yes, sir.
 (Witness produces tax receipt dated December 31, 1902, showing payment of a county tax for the year 1902 in the Second Ward of Scranton, signed C. V. Terwilliger, collector, per E.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.

THOMAS BARRETT, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. 342 Putnam street.
 Q. How long have you lived continuously in that same place?—A. In the neighborhood of twenty years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. Twenty-five.
 Q. Where were you born?—A. Scranton.
 Q. Right here?—A. Yes, sir.
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. When did you get this paper?—A. I lost the original and got a duplicate. I got that when I found out I was called down here.
 Q. You got this for the purpose of bringing it here?—A. Yes, sir.
 Q. Who gave it to you?—A. The tax collector, Mr. Terwilliger.
 Q. When was it you paid the tax?—A. Some time in September, I think.
 Q. Last year?—A. No; 1901.
 Q. When did he put that date on there?—A. When he gave me that duplicate.
 Q. He put it on himself, did he?—A. Yes, sir.
 (Witness produces duplicate tax receipt dated September 10, 1901, showing payment of county tax for the year 1901, in the Second Ward, Scranton, signed "C. V. Terwilliger.")
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.

HENRY DANVERS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second Ward, Fourth district, Scranton.
 Q. Where do you live?—A. I now live 1695 ——— avenue. I lived on 330 Warren street at that time.
 Q. When did you move?—A. I could not tell the date—about six weeks ago, I guess.
 Q. How long did you live just preceding the election at the place where you lived at that time?—A. Eight years.
 Q. Continuously?—A. Yes, sir.
 Q. How old are you?—A. Twenty-two.
 Q. When were you 22?—A. Last April, 1902.
 Q. You are sure about the date of your birth, are you?—A. Yes, sir.
 Q. That is what your parents have told you?—A. I saw it in the Bible.
 Q. Where were you born?—A. England.

Q. Let me see your certificate of naturalization.—A. I voted on age.

Q. Let me see your tax receipts.—A. I got one; I paid two. I was assessed, and I came down and paid it. My father paid it, I mean.

Q. Whose money was it?—A. My own money.

(Witness produces tax receipt dated February 7, 1903, showing the payment of a county tax for the year 1902 in the Second Ward, city of Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. You say you never voted before?—A. No, sir.

Q. What did you do when you went in to vote?—A. I marked my own ballot, I know.

Q. What was said or done before you went in?—A. I was sworn in. Mr. John Henrys swore me in.

Q. Who was John Henrys?—A. John Henrys at 326 Warren street.

Q. What was he doing around the polls that day?—A. He was running for office at the time, and he swore me in, and Judge Flynn.

Q. He was a candidate, was he?—A. Yes, sir.

Q. What for?—A. Common council.

Q. Did he administer the oath to you?—A. No; Mr. Flynn.

Q. Who was he?—A. He was judge; James Flynn.

Q. How did he administer the oath?—A. Well, he read it out there; I can not remember just what it said, and he swore me in—the judge.

Q. Did you sign your name to anything?—A. I signed my name to that affidavit that I was of age and voting on age.

Q. Did anybody else sign his name to a paper at the time?—A. I am not certain whether Mr. Flynn signed it or not. Yes; he did. He swore me in.

Q. Did he go in the booth with you?—A. No, sir.

Cross-examination by Mr. Roe:

Q. How old were you when you came to the country?

Mr. HILL. Question is objected to as not cross-examination, no questions having been asked the witness as to his age at the time of his arrival.

A. I was 5 years old when I came to this country.

ANTHONY LOFTUS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district.

Q. Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1762 Brick avenue.

Q. How long have you lived continuously in that same place?—A. Living there about thirty-two years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. I must be somewhere about 61 or 62.

Q. Where were you born?—A. Ireland.

Q. Let me see your naturalization certificate?—A. I am afraid you will have quite a time to make that up all right.

(Witness produces mutilated paper, which is put in evidence. On being pieced together, said paper appears to be a naturalization certificate issued out of the court of common pleas of Luzerne County, dated the 28th day of September, 1866, showing the naturalization of Anthony Loftus, a native of Ireland.)

Q. In what year did you come to this country?—A. I come in 1861.

Q. Are you a property owner?—A. Yes, sir.

Q. Is the property in your own name?—A. Yes, sir.

Q. Not in your wife's name?—A. No, sir.

(Witness produces tax receipt dated October 21, 1901, showing payment of a county tax for the year 1901 in the Second Ward, Scranton, signed C. V. Terwilliger, per E.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

JOHN MURPHY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

- Q. Where?—A. In the Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. 1734 Brick avenue.
 Q. How long have you lived continuously in that same place?—A. In that same place, about twenty-seven years.
 Q. Without moving away?—A. Without moving my family away.
 Q. How old are you?—A. Fifty-seven.
 Q. Where were you born?—A. In Hell's Half Acre.
 Q. Where is that?—A. Down here in Hawley.
 Q. In this State?—A. Yes, sir.
 Q. Are you a property owner?—A. Yes, sir.
 Q. In your own name?—A. Yes, sir.
 Q. Not in your wife's name?—A. Well, partly.
 Q. Isn't the deed for it in her name?—A. Well, her share is there.
 Q. I mean the deed?—A. No, sir; the record title is share and share alike.
 Q. That is for you and for her, and the tax represented by this receipt which you have given me was paid on that property, was it?—A. Yes, sir.
 (Witness produces tax receipt dated October 7, 1901, showing payment of county tax for the year 1901 in the Second Ward of Scranton, signed C. V. Terwilliger, per E.)
 Q. All the taxes you paid are assessed against that property? That is all the tax you paid, is it not?—A. I have paid city and school taxes.
 Q. I mean county taxes. That is, the only county tax you paid is assessed against that properties—two properties?—A. Yes, sir; adjoining and abutting one another.
 Q. You hold one deed for the two of them, do you?—A. No, sir; I had one property about twenty years before the other.
 Q. Is the deeds for both in the name of yourself and wife?—A. Both.
 Q. Any money out at interest?—A. No; I have none in, either.

MICHAEL GILMORE, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I did.
 Q. Where?—A. Second Ward, Fourth district.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. I live at 1814 Wayne avenue.
 Q. How long have you lived continuously in that same place?—A. Since about last November.
 Q. Of last year?—A. This year.
 Q. You mean 1902, don't you?—A. Yes, sir.
 Q. That was last year.—A. This year.
 Q. This year is 1903. It was after the election?—A. Yes, sir.
 Q. Where did you live at the time of the election?—A. 307 West Market street.
 Q. Continuously?—A. I lived there about a year and a half.
 Q. You lived there about a year and a half without going away?—A. Yes, sir.
 Q. How old are you?—A. Thirty-two.
 Q. Where were you born?—A. In Schultzville.
 Q. In this State?—A. Yes, sir.
 Q. Did you pay this tax yourself to the collector?—A. Yes, sir.
 (Witness produces tax receipt dated December 5, 1901, showing payment of county tax for the year 1901, Thirteenth Ward, Scranton, signed Sol. Miller, collector.)
 Q. When did you move away from 402 Larch street?—A. Two years ago. Two years next April, I think.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 Mr. HILL. That is all.

WALTER HENRY, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. In the Second district, Fourth Ward, or the Second Ward, Fourth district.
 Q. In the Second Ward?—A. Yes, sir.
 Q. Where do you live?—A. 326 Warren street.
 Q. How long have you lived continuously in the same place?—A. Lived there this last fifteen years.
 Q. Without going away?—A. Yes, sir.

- Q. How old are you?—A. Twenty-two.
 Q. When were you 22?—A. Twenty-two the 22d day of last June.
 Q. Are you sure about it?—A. Yes, sir.
 Q. How do you know that is your age?—A. I seen it in the Bible.
 Q. There can be no mistake about that?—A. No, sir.
 Q. Where were you born?—A. I was born in the State of Maryland.
 Q. Is that your tax receipt?—A. Yes, sir.

(Witness produces a tax receipt dated December 9, 1902, showing payment of a county tax for the year 1902 in the Second Ward of Scranton, signed C. V. Terwilliger, collector, per E.)

- Q. Do you have any other tax receipts?—A. I paid a poor tax.
 Q. Do you have any other State or county tax receipts? That is the first tax you ever paid?—A. Yes, sir.
 Q. Never paid any other taxes before that at all?—A. No, sir.
 Q. Had you voted before?—A. Yes; I voted once.
 Q. When?—A. I voted for common council before that.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anyone in the booth with you?—A. No, sir.

JAMES TAYLOR, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourteenth Ward, First district.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. Hyde Park.
 Q. What street and number?—A. 101 North Ninth.
 Q. How long have you lived continuously at the same number?—A. Sixteen years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. Forty-four.
 Q. Where were you born?—A. Ireland.
 Q. Let me see your certificate of naturalization, please. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 7th day of October, 1887, showing the naturalization of James Taylor, a native of Ireland.)

- Q. This is your tax receipt?—A. Yes, sir.
 Q. When did you get that?—A. Last June.
 Q. Pay the tax at that time?—A. Yes, sir.
 Q. Are you a property owner?—A. No, sir.
 Q. What is your occupation?—A. Hotel keeper.
 Q. Licensed hotel?—A. Yes, sir.
 Q. License in your name?—A. No, sir.
 Q. In whose name is it?—A. My wife's name.
 Q. What was this tax assessed against?—A. My own personal tax.
 (Witness produces tax receipt dated June 2, 1902, showing payment of county tax, Fourteenth Ward, Scranton, signed Eugene Cosgrove, \$1.50.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.

JAMES HIGGINS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. In the Second Ward, Fourth district.
 Q. Where do you live?—A. 331 Greene street.
 Q. How long have you lived continuously in the same place?—A. About six years.
 Q. Without going away?—A. Yes, sir.
 Q. How old are you?—A. Twenty-five next April.
 Q. Where were you born?—A. In Scranton.

(Witness produces tax receipt dated February 11, 1902, showing payment of county tax, for the year 1901 in Second Ward, Scranton, signed C. V. Terwilliger, collector. Duplicate.)

- Q. When did you get that?—A. Since I got the summons I looked for the receipt and could not find it, and I got the duplicate.
 Q. You paid the tax, did you?—A. Yes, sir.

ROBERT J. WILLIAMS, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourteenth Ward, First district, Scranton.

Q. Where do you live?—A. 1009 Lafayette street.

Q. How long did you live continuously at the same number?—A. Nine years last November.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Thirty-six.

Q. Where were you born?—A. Westmoreland Town, New York State, Oneida County.

(Witness produces tax receipt No. 592, dated November 16, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, Scranton, signed Eugene Cosgrove, collector, per T. C.)

Q. Pay that tax yourself?—A. Yes, sir.

Q. Who was it took it?—A. Thomas Cosgrove.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

WILLIAM MOFFATT, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district, Scranton.

Q. Where do you live?—A. 1650 Brick avenue.

Q. How long have you lived continuously in the same place?—A. Four years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-six.

Q. Where were you born?—A. Scranton, 1650 Brick avenue.

Q. This is your tax receipt?—A. Yes, sir.

Q. Did you pay this tax yourself as a tax assessed against yourself and out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated December 3, 1901, showing payment of a county tax for the year 1901, Second Ward, Scranton, signed, C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

JAMES E. DAVITT, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived at the place where you now live?—A. Seven years.

Q. Where is it?—A. 319 Ferdinand street.

Q. Have you lived there continuously?—A. Yes, sir.

Q. And without going away?—A. Yes, sir.

Q. How old are you?—A. Thirty-five.

Q. Where were you born?—A. Scranton.

Q. Is this your tax receipt?—A. Yes, sir.

Q. You paid this tax yourself to the collector?—A. Yes, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. Is the deed for the property in your own name?—A. In my name; yes, sir.

Q. Not in your wife's name?—A. No, sir.

(Witness produces tax receipt, dated April 12, 1902, showing payment of county tax for the year 1901 in the Second Ward, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

THOMAS CARROLL, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 330 Theodore street.

Q. How long have you lived continuously in the same place?—A. Five years.

Q. How old are you?—A. Forty-one years next birthday.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization?—A. I lost it.

Mr. HILL. We ask that the words of the witness be stricken out as not responsive to any question asked him.

Q. Do you have a certificate of naturalization with you?—A. No; I have not. I haven't it; I lost it.

Mr. HILL. We ask that all the words of the witness, except "No; I have not," be stricken out as not responsive to the question asked him.

Q. This is your tax receipt, is it?—A. Yes, sir.

Q. Did you pay this tax yourself to the collector?—A. Yes, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. Property in your own name?—A. Yes, sir.

(Witness produces tax receipt dated December 26, 1901, showing payment of county tax for the year 1901, in the Second Ward of Scranton, signed C. V. Terwilliger, per E.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

MICHAEL BERNOTAS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 346 Theodore street.

Q. How long have you lived continuously in the same place?—A. About five years; since 1897.

Q. What is your age?—A. Thirty-nine.

Q. Where were you born?—A. In Russia.

Q. In what year did you come to this country?—A. In 1886.

Q. Is this your certificate of naturalization?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization, issued out of the court of quarter sessions of Lackawanna County, dated the 24th day of April, 1894, showing the naturalization of Michael Bernotas, a native of Russia.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay that tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated January 27, 1902, showing payment of county tax for the year 1901, in the Second Ward, Scranton, signed C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Mr. HILL. That is all.

THOMAS FINLEY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Second Ward, Fourth district.

Q. What street and number?—A. 333 Ferdinand street.

Q. How long have you lived continuously in the same place?—A. Nine years.

Q. Without going away?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. How old are you?—A. Forty-three.

Q. In what year did you come to this country?—A. 1878.

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization, issued out of the court of common pleas of Lackawanna County, dated the 30th day of September, 1897, showing the naturalization of Thomas Finley, a native of Ireland.)

Q. This is your tax receipt?—A. Yes, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. In your own name?—A. Yes, sir.

Q. Property not in your wife's name?—A. No, sir.

(Witness produces tax receipt dated December 24, 1900, showing payment of county tax for the year 1900, in the Second Ward of Scranton, signed Thomas Jehu, collector.)

Q. What are those initials?—A. Thomas Jehu, his name is.

Q. What are—who was it you paid the tax to?—A. Thomas Jehu.

Q. Did he sign the name when you paid the tax?—A. Yes, sir; I seen that.

Q. Did you see him sign it or did he have it already signed?—A. No; I seen him write on the desk.

Q. You saw him sign this himself, did you?—A. Yes, sir.

(This signature is followed by initials that look like "S. H.")

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Didn't he have a clerk there who signed the receipt?—A. I paid two taxes to him. I think his daughter was one I paid them to once.

Q. It was Sarah signed it then, wasn't it?—A. I wouldn't swear to that neither. I know I paid it to her once.

JOHN SHEEHAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourteenth Ward, First district, Scranton.

Q. Where do you live?—A. 126 Ninth street.

Q. How long have you lived continuously in the same place?—A. Born in the street.

Q. How long did you live there continuously before the election?—A. About sixteen years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-two.

Q. When were you 22?—A. Last June.

Q. On what date?—A. June 14, 1880.

Q. How do you know that is your age?—A. I saw it in a book over at the house.

Q. Parents have told you that, have they?—A. Yes, sir.

Q. You are sure about your age?—A. Yes, sir.

Q. Where were you born?—A. Hyde Park.

Q. Right here in Scranton?—A. Yes, sir.

Q. Let me see your tax receipt, please?—A. Didn't give me any tax receipt.

Q. Haven't you paid any taxes?—A. No, sir.

Q. You are sure you never paid any taxes of any sort?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. You say you had voted before?—A. Yes, sir.

DAVID J. EVANS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fourth district, Second Ward, Scranton.

Q. Where do you live?—A. 425 Cayuga street.

Q. How long have you lived continuously in the same place?—A. Thirteen years, but I was away in 1900, about two years in Somerset County, in this State.

Q. When did you come back?—A. I came back December 28, 1900.

Q. You were away prior to 1900?—A. Yes, sir.

Q. How old are you?—A. Twenty-five.

Q. Where were you born?—A. Scranton.

Q. Let me see your tax receipts.—A. I have not got them. In 1900 I was away and I was not assessed where I was. I came back in 1901. I was not assessed again.

Q. You paid no taxes in the last three years?—A. I paid in 1902, December 8, 1902.

Q. Have you a receipt for it?—A. I haven't it with me.

Q. You paid it December 8, 1902?—A. Yes, sir.

Q. And that is the first tax you paid that three years?—A. Yes, sir.

Q. You are sure about that?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That will do.

JAMES GALLAGHER, called and sworn.

Direct examination by Mr. HILL:

Q. Where do you live, Mr. Gallagher?—A. On Oak street.

Q. What number?—A. 439.

Q. In Scranton?—A. Yes, sir.

Q. How long have you been living there?—A. I have been up there about thirty-three years since I came there first. I was away for a few years and came back again. I am living there about twenty years now.

Q. How old are you?—A. Sixty-two.

Q. Where were you born?—A. I was born in Ireland.

Q. In what year did you come to this country?—A. 1851.

Q. Is this your certificate of naturalization?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces a certificate of naturalization, issued out of the court of common pleas of Lackawanna County, dated 7th day of October, 1893, showing the naturalization of James Gallagher, a native of Ireland.)

Q. This is your tax receipt, is it?—A. Yes, sir.

Q. Did you pay that tax yourself?—A. I did.

(Witness produces tax receipt dated September 13, 1901, showing payment of a county tax for the year 1901, in the Second Ward, Scranton, signed C. V. Terwilliger, per E.)

Q. Did you vote at the election held last fall?—A. No, sir; I didn't. I was sick abed.

Mr. ROE. I object to all the evidence given by this witness as incompetent and immaterial, as he didn't vote at that election.

Q. You say you were sick abed on that day?—A. I was.

Q. Didn't you go to the polls at all?—A. No, sir; I didn't leave the house.

Q. You didn't know anything about what went on that day?—A. Not at all.

Q. How long are you living in the same locality where you now live?—A. Nearly twenty years.

Q. Do you know anybody else of your name who lives there?—A. Not in that street.

Q. In that election district?—A. I have a niece.

Q. You mean a nephew?—A. Yes, sir; he lives on Brick street.

Q. Where is that—what number?—A. I could not tell you the number.

Q. Do you know between what cross streets?—A. He lives betwixt Cayuga and Warren streets.

Q. Were you here when he testified a little while ago?—A. No, sir.

Q. That is the only person that you know of of your name who lives in that district?—A. Yes, sir.

Q. Sure about that?—A. Yes, sir.

Q. You are pretty well acquainted in that district?—A. Yes, sir.

Q. About as well as anybody around you?—A. Yes, sir.

Mr. HILL. That will do.

WILLIAM DUGGAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district, Scranton.

Q. Where do you live?—A. 417 Oak street.

Q. How long have you lived continuously in that same place?—A. I think it is last February we moved there.

Q. Moved there last February?—A. Yes, sir.

- Q. Live there right along ever since?—A. Yes, sir.
- Q. Where did you live before that?—A. Over on Market street.
- Q. How long did you live there?—A. Lived there about two years.
- Q. What was the number on Market street?—A. 454 Market street.
- Q. How old are you?—A. I was 21 last October.
- Q. You mean in 1902?—A. In 1902.
- Q. On what date?—A. Fourth of October.
- Q. How do you know that is your age?—A. I seen it in the Bible.
- Q. And your parents, they told you that, have they?—A. Yes, sir.
- Q. When did you last see it in the Bible?—A. Not more than a month ago.
- Q. You have seen it, then, the last month?—A. Yes, sir.
- Q. You are sure about your age?—A. Yes, sir.
- Q. What date were you born?—A. The 4th of October.
- Q. In what year?—A. 1881.
- Q. Where were you born?—A. In Scranton.
- Q. What did you do when you went to vote at that election?—A. Got sworn in and told them I wanted to vote.
- Q. How were you sworn?—A. I went and told them I wanted to vote, and told them I was of age. They said, "All right." They read out of a piece of paper to me and told me to sign my name to it, and they gave me my ballot and I voted.
- Q. What was it that you signed?—A. An affidavit, I guess.
- Q. Did you know at the time that it was an affidavit?—A. No; I didn't know what it was.
- Q. How do you know now what it was?—A. I have heard them call it an affidavit.
- Q. You heard it called an affidavit here this morning?—A. Yes, sir.
- Q. That is the only way you know it was an affidavit that you signed?—A. Yes, sir.
- Q. Anybody else sign a paper at the same time or sign the same paper?—A. Yes, sir.
- Q. Who was that?—A. Patsy Flynn.
- Q. Did he go to the polls with you?—A. No, sir.
- Q. He was there, was he?—A. Yes, sir.
- Q. What was he?—A. He was on the board.
- Q. What office did he hold?—A. I don't know what office.
- Q. Is he the one swore you in?—A. Yes, sir.
- Q. He administered the oath, did he?—A. Yes, sir.
- Q. What did you do then?—A. Got my ballot and voted.
- Q. Did you mark it yourself?—A. Yes, sir.
- Q. Did anybody go in the little booth with you?—A. Yes, sir.
- Q. Who was it?—A. I don't know who he was.
- Q. Had you ever seen him before?—A. No, sir.
- Q. Since?—A. No, sir.
- Q. How did he happen to go in with you?—A. I told Mr. Kearney that I wanted some one to go in with me.
- Q. Who was Mr. Kearney?—A. He was president of the board of election.
- Q. Did he designate this person to go in with you?—A. Yes, sir.
- Q. Did you ask that person to go in with you?—A. No; he sent him in.
- Q. What did he do after he got in?—A. He didn't do anything. He wanted to mark my ballot, but I wouldn't let him.
- Q. Why wouldn't you let him?—A. Because I didn't want him.
- Q. Why did you want him in there?—A. Because I never voted before.
- Q. Did you ask him to show you where to mark your ballot?—A. Yes, sir.
- Q. Did he show you?—A. He didn't show me the place I wanted to.
- Q. Did he show you where to mark it?—A. Yes.
- Q. Did you mark it where he told you to mark it?—A. No.
- Q. Why didn't you follow his instructions?—A. Because I didn't want to.
- Q. What did you want him in there for, then?—A. Well, I just took him in; that is all. I didn't want him to mark my ballot.
- Q. What did you say when you asked permission to have this man go in with you?—A. I told them I would like to have somebody go in with me.
- Q. Did you assign any reasons?—A. No.
- Q. Did you ask for any special person to go in with you?—A. No.
- Q. What kind of a looking man was it that went in the booth with you?—A. He was a young fellow, 22 or 23.
- Q. Would you know him again if you saw him?—A. I don't know whether I would or not.
- Q. Does he live around there?—A. Not where I live.

- Q. An absolute stranger to you?—A. Yes, sir.
 Q. A man you never saw before in your life?—A. I never saw him before.
 Q. You have not seen him since?—A. No.

M. J. DAVIS, called and sworn.

Direct examination:

- Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second Ward, Fourth district.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 316 Warren street.
 Q. How long have you lived continuously in the same place?—A. About thirty-two years.
 Q. Without moving away?—A. Yes, sir.
 Q. How old are you?—A. Forty-one.
 Q. Where were you born?—A. Wales.
 Q. When did you come to this country?—A. About 1866.
 Q. Were you in court and sworn when you got this paper?—A. Yes, sir.
 (Witness produces a certificate of naturalization, issued out of the court of quarter sessions of Lackawanna County, dated the 5th day of October, 1882, showing the naturalization of Mellancthon Davis, a native of Wales.)
 Q. That is your paper, is it?—A. Yes, sir.
 Q. What is the proper way to spell your name?—A. M-e-l-l-a-n-c-t-h-o-n.
 Q. This your tax receipt?—A. Yes, sir.
 Q. Pay this tax yourself to the collector?—A. Yes, sir.
 (Witness produces tax receipt dated December 31, 1901, showing payment of county tax for the year 1901, in the Second Ward, city of Scranton, signed C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.

PATRICK CAFFERTY, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fourth district, Second Ward, Scranton.
 Q. Where do you live?—A. 405 Putnam street.
 Q. How long have you lived continuously in that same place?—A. About ten years, I guess.
 Q. Without going anyway?—A. Yes, sir.
 Q. How old are you?—A. Twenty-six.
 Q. Where were you born?—A. In this city, Third Ward.
 Q. Let me see your tax receipts, please.—A. That is the only one I got just now. There is others. I had to get a duplicate of this.
 Q. When did you get this duplicate?—A. Thursday evening. I didn't notice that until I got here. He was in a hurry—was going out. I can get another duplicate. I don't want to lose another day.
 Q. Who gave it to you?—A. Mr. Terwilliger himself.
 Q. When did you pay your tax for 1901?—A. September 21.
 Q. How did you remember the date?—A. I didn't remember it, but it was on his books when I paid it.
 Q. You saw it on his books?—A. No; but he said so.
 Q. You recollect paying your 1901 taxes?—A. Yes, sir.
 (Witness produces duplicate notice of taxes due for year 1901, dated September 21, 1901, the blank for signature showing that tax has been paid not being filled out.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Mr. HILL. That is all.

WILLIAM A. EVANS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held 4th of November, 1902?—A. No, sir.
 Q. Where do you live?—A. Providence.
 Q. What street?—A. Putnam street.

Q. What number?—A. 215.

Q. How long have you lived there?—A. About sixteen years.

Q. What is your name?—A. William A. Evans.

Q. Do you know any person of your name who lives in the same election district that you reside in?—A. No, sir.

Mr. ROE. I object to all the evidence given by this witness, on the ground of its being immaterial and irrelevant, from the fact that he didn't vote.

Q. Are you pretty well acquainted there?—A. Well, pretty well.

Q. If there were any persons of your name in that election district, would you likely know them?—A. I think as I would. I don't think as I know anyone.

Q. You don't know anybody of that name?—A. No.

Q. Where were you on election day?—A. I was working inside in the house that night.

Q. Where did you work that day?—A. Von Storch shaft.

Q. What time did you come out?—A. About half past 5.

Q. Where did you go from there?—A. Home.

Q. Did you go near the polls at all?—A. No, sir; I wasn't out of the house. I had no business there.

Q. You went right from the shaft to your house and stayed there?—A. Yes, sir; I stayed there all night until the next morning.

Q. You are sure you were not around the polls at all that day?—A. Yes, sir.

FRANK BAKER, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fourth district, Scranton.

Q. Where do you live?—A. 305 Putnam street.

Q. How long have you lived continuously in that same place?—A. About three years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-six.

Q. Where were you born?—A. Taylor.

Q. In this State?—A. Yes, sir.

Q. This your tax receipt?—A. Yes, sir.

Q. Pay this tax yourself to the collector?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated October 29, 1901, showing payment of a county tax, for the year 1901, in the Second Ward, Scranton, signed C. V. Terwilliger, per E.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

THOMAS EVANS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th of November, 1902?—A. No, sir.

Q. Where do you live?—A. 438 Putnam street.

Mr. ROE. I object to all the evidence given by this witness as immaterial and irrelevant, on the ground that he didn't vote at that election.

Mr. HILL. Is that the only ground for the objection?

Mr. ROE. That is all that is necessary.

Mr. HILL. You have no further reason for objecting to the question, then?

Mr. ROE. I am not on the stand.

Mr. HILL. Have you got in all the objection you want to put in.

Mr. ROE. I am not on the stand; go ahead.

Q. Where do you live?—A. 438 Putnam street.

Q. How long have you lived there?—A. Fifteen years.

Q. Without going away?—A. Yes, sir.

Q. What do you work at?—A. Laboring.

Q. Where?—A. Von Storch.

Q. Von Storch shaft?—A. Yes, sir.

Q. Are you pretty well acquainted up there?—A. Yes, sir.

Q. Do you know anybody else of your name who lives in that election district?—A. No, sir.

Q. Have you ever heard of any person of your name who lives in that election district?—A. No, sir; not there.

Q. Where were you on election day?—A. Working.

Q. Work all day?—A. Yes, sir.

Q. What time did you get out?—A. Half past 5.

Q. Where did you go from there?—A. Home.

Q. Go directly home from the shaft?—A. Yes, sir.

Q. Did you stay home?—A. Until 7 o'clock.

Q. Where did you go when you came out at 7 o'clock?—A. To town.

Q. Did you go near the polls at all that day?—A. No, sir.

Q. Do you know where the polling place is in your district?—A. Yes, sir.

Q. Where?—A. On Brick avenue.

Q. Do you know the number?—A. No.

Q. What cross streets is it between?—A. Green and Warren.

Q. Didn't pass the polls in going down town?—A. No, sir.

Q. You are sure you were not around there at all?—A. Yes, sir.

EDWARD TRAUPE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I did.

Q. Where did you vote, Mr. Traupe?—A. First district, Fourteenth Ward. I think it is the First district.

Q. Where is the voting place?—A. On Price street near Main avenue.

Q. That is back of Cosgrove's?—A. Yes, sir.

Q. Where do you live?—A. 227 Chestnut street.

Q. How long have you lived continuously at that same number?—A. About three years.

Q. Where did you live before that?—A. North Main avenue.

Q. Right here in Scranton?—A. Yes, sir.

Q. How old are you?—A. Thirty-six.

Q. Where were you born?—A. New York.

Q. New York State?—A. New York City.

Q. Let me see your tax receipt. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Q. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt No. 447, dated October 15, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, Scranton, signed Eugene Cosgrove, collector.)

THOMAS O'CONNOR, called and sworn.

Direct examination by Mr. HILL:

[This witness was subpoenaed to appear on this date at 519 Connell Building, but appeared here by mistake. He is permitted, by agreement with counsel of Mr. Howell, to give his testimony at this place.]

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. I think it is First district, Eighth Ward.

Q. Where is the voting place?—A. Spruce street, between Washington and Wyoming avenues.

Q. Where do you live?—A. 416 South Washington avenue.

Q. How long have you lived continuously in the same place?—A. Since last May.

Q. Where did you live before that?—A. In the Eighteenth Ward.

Q. What street?—A. Emmett.

Q. What was the number?—A. 311.

Q. How long did you live there?—A. About eight months.

Q. Where did you live before that?—A. Sixth Ward.

Q. What street?—A. Fifth street.

Q. What number?—A. 311.

Q. How long did you live there?—A. Five years.

Q. How old are you?—A. Thirty-two.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. 1885.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 7th day of October, 1893, showing the naturalization of Thomas O'Connor, a native of Ireland.)

Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir. (Witness continues:) I looked for my taxes to-day, but can not find them; on account of moving so often I have lost them.

(Witness produces tax receipt No. 742, dated August 22, 1898, showing payment of county tax in the Sixth Ward of Scranton, signed Thomas Tome, collector.)

Witness produces another tax receipt, No. 811, dated May 9, 1899, showing payment of taxes, including county tax for the year 1898, in the Sixth Ward of Scranton, signed Owen F. O'Malley, collector.

Witness produces another tax receipt, No. 899, dated May 9, 1899, showing payment of taxes, including county tax for the year 1897, in the Sixth Ward of Scranton, signed Owen F. O'Malley, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. O'Connor, have you paid any county and State tax within a year preceding the election of last fall?

Mr. HILL. The question is objected to as not cross-examination, no questions having been asked the witness as to any tax within that time, and we ask that the answer be stricken out.

A. Yes, sir.

DAVID W. DAVIS, called and sworn.

Direct examination by Mr. HILL:

(This witness having been subpoenaed to appear before Commissioner John M. Edwards, Thursday, the 12th day of February, 1903, and appearing here at this time, he is permitted, by agreement with counsel for Mr. Howell, to testify at this time.)

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Next to Cosgrove's Hotel, Price street.

Q. In what ward and election district is that?—A. First district and Fourteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1029 West Lackawanna avenue.

Q. How long have you lived continuously in the same place?—A. Two years and ten months.

Q. How old are you?—A. Thirty-six.

Q. Where were you born?—A. Catasaqua, Lehigh County, Pa.

Q. Is this your tax receipt?—A. Yes, sir.

Q. Did you pay these taxes yourself to the collector?—A. To the old gentleman, Mr. Cosgrove.

(Witness produces a tax receipt, No. 410, dated October 12, 1901, showing payment of county tax for the year 1901 in the Fourteenth Ward, Scranton, signed Eugene Cosgrove, per T. C.)

Q. You marked your own ballot at that election?—A. Yes, sir.

Q. Anyone in the booth with you at the time?—A. No one but the officers.

Q. I mean in the little voting compartment.—A. No, sir.

Now, Monday, February 9, 1903, 9 o'clock a. m., hearing resumed before Commissioner Charles McMeans, at 432 Connell Building, Scranton, Pa., pursuant to adjournment.

Appearances: For the contestant, James E. Watkins, esq., W. L. Hill, esq.; for the contestee, Wm. H. Roe, esq.

DANIEL A. O'CONNOR, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. O'Connor, did you vote for the office of Congressman at the election held the 4th day of November last?—A. Yes.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. How long have you lived at that place?—A. Since 1891.

Q. What number and street?—A. 149 Robinson street.

Q. Where were you born?—A. Wales.

Q. When were you born?—A. 1851.

Q. Have you a naturalization paper?—A. Yes, sir.

Q. Let me see it, please.—A. There are the tax receipts in there.

Q. Is this your paper, Mr. O'Connor?—A. Yes, sir.

Q. Were you in court and sworn when you got this?—A. Yes, sir.

(Witness produces a certificate of naturalization out of the court of quarter sessions of Lackawanna County, bearing date the 27th day of January, 1882, showing the naturalization of Daniel O'Connor, a native of Ireland.)

Q. When did you come to this country?—A. 1862.

Q. Been here continuously ever since?—A. Yes, sir.

Q. Your tax receipts, please. Have you got them here?—A. Yes, sir.

Q. This is your tax receipt?—A. Yes, sir; both of them.

Q. Pay it out of your own money?—A. Yes, sir.

(Witness produces tax receipt No. 685, dated Scranton, Pa., December 20, 1901, showing payment of a county tax for the year 1901 for the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)

Q. You marked your own ballot, Mr. O'Connor?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

JOHN HALL, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Hall, did you vote for the office of Congressman on the 4th day of November, 1902?—A. Yes, sir.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. In this city?—A. Yes, sir.

Q. Where do you live?—A. 224 Fairview avenue.

Q. In the Fourteenth Ward?—A. Yes, sir.

Q. How long have you lived at your present residence?—A. Since the 24th of March, 1902.

Q. Where did you live before you went to live there?—A. In the State of New Jersey.

Q. How long did you live in the State of New Jersey?—A. Two years.

Q. Then, you say, you came here and live on Fairview avenue?—A. Yes, sir: March, 1902.

Q. Where were you born?—A. Stroudsburg, Pa.

Q. Tax receipts?—A. Have no tax receipts.

Q. Have you paid any taxes within the last two years, prior to October 4?—A. In New Jersey?

Q. No; in this State.—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. Hall, are you sure about the time you came to this town?—A. Yes, sir.

Q. You know it was 1902?—A. Yes, sir.

THOMAS H. JONES, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Jones, did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. In what ward?—A. First district, Fourteenth Ward.

Q. Where do you live?—A. Lafayette street, Fourteenth Ward.

Q. Number?—A. 1008.

Q. How long have you lived at that place?—A. About twenty-nine years coming May.

Q. Continuously?—A. Yes, sir.

Q. Well, where were you born?—A. South Wales.

Q. When?—A. Born in 1840, July 5.

Q. When did you come to this country?—A. 1867.

Q. Got your naturalization papers?—A. Yes, sir.

Q. This your paper, Mr. Jones?—A. Yes, sir.

Q. Were you in court and sworn when you got this?—A. Yes.

(Witness produces naturalization certificate issued out of the mayor's court for the city of Scranton, dated the 23d day of September, 1872, showing the naturalization of one Thomas H. Jones, a native of Wales.)

Q. Mr. Jones, this is your tax receipt?—A. Yes, sir.

Q. This tax was paid by you out of your own money?—A. Paid by my money. My son-in-law paid it, but I gave him the money.

(Witness produces tax receipt No. 604, dated Scranton, Pa., November 20, 1901, showing payment of a county tax for the year 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you when you marked it?—A. No.

C. F. KELLER, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Keller, where do you live?—A. Fourteenth Ward, First district.

Q. Where there?—A. Sixth street, 231.

Q. How long have you lived at that place?—A. This last time I lived there about a year and a half. I lived there before and moved away.

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. And where did you vote—in the Fourteenth Ward, First district?—A. Yes, sir.

Q. Where were you born?—A. In Pennsylvania.

Q. When?—A. 1872.

Q. Tax receipts?—A. One, the last I was in the town.

Q. Is this the only tax receipt you have?—A. That is the last I have for here. I was away two years.

Q. But you have been here a year and a half?—A. Yes, sir.

Q. When did you come to stay the last time?—A. October, 1901.

Q. And been here continuously ever since then?—A. Yes, sir.

Q. And that is the only tax receipt?—A. That is the last one I have. I left here October, 1899.

(Witness produces tax receipt No. 493, dated Scranton, Pa., October 14, 1899, showing payment of a county tax in the Fourteenth Ward to M. H. Reinhart, collector.)

Q. Did you mark your own ballot, Mr. Keller?—A. Yes, sir.

Q. Did you have any assistance in marking it?—A. No, sir.

Q. Anybody in the booth with you?—A. No, sir.

Mr. ROE. That is all.

WILLIAM N. SMITH, called and sworn.

Direct examination by Mr. HILL:

(This witness having been subpoenaed to appear to-day at another place, but appearing here, by agreement with counsel for Mr. Howell he is permitted to testify at this place.)

Q. What is your name?—A. W. N. Smith.

Q. Where do you live?—A. Fifth Ward, Second district.

Q. Is that where you lived at the time of the election?—A. Yes, sir.

Q. What is the house that you live in?—A. 222 South Decker's court.

Q. Live in it continuously?—A. Since the first of this year. I beg pardon, since the first of last year.

Q. Since January, 1902?—A. Yes, sir.

Q. Where did you live before that?—A. I can not give you the number exactly, but on West Elm street.

Q. In Scranton?—A. Yes, sir.

Q. How long did you live there?—A. From April until the 1st of January.

Q. In 1901?—A. 1901 I believe is correct.

Q. How old are you?—A. I will be 38 next April.

Q. Where were you born?—A. Hyde Park.

Q. Right here in Scranton?—A. Yes, sir.

Q. Let me see your tax receipts.—A. Haven't got any with me.

Q. Did you vote?—A. No, sir.

Q. On the 4th of November last?—A. Didn't vote at all; no, sir.

Q. Where were you on that day?—A. I can not recollect where I was working, but I worked overtime, and didn't get to vote.

Mr. ROE. I object to all the evidence of this witness as irrelevant and immaterial, from the fact that he says that he didn't vote at the election held in November.

Mr. HILL. Is that your reason?

Mr. ROE. I am not on the witness stand.

Mr. HILL. Have you finished giving your reasons?

Mr. ROE. Finished.

Q. You say you were working that day?—A. Yes, sir.

Q. Where?—A. I can not recollect, but I was working for John Benore on a

building, and we had to work a little overtime to finish the job. We worked in different places.

Q. You were working for John Benore?—A. Yes, sir.

Q. Were you working for him at that time?—A. Yes, sir.

Q. Are you working for him now?—A. Yes, sir.

Q. Where is the voting place in your district?—A. It is near the corner of Washburn street and South Main avenue. Between South Main avenue and Tenth street. I believe it is there. I am not positive.

Q. Have you ever voted there?—A. Not that I know of.

Q. How do you know where the voting place is?—A. I don't know positively. That is where I saw the fellows hanging around there. There were a lot of fellows there.

Q. You were around the polls that day?—A. Not on that day.

Q. You were not around the polls that day?—A. No; I didn't go near the polls.

Q. You think you have not voted there?—A. I don't recollect of voting there at all.

FRANK LAYARD, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Layard, did you vote for the office of Congressman last November?—A. I did.

Q. You say you did?—A. I did.

Q. In what ward?—A. Fourteenth.

Q. And district?—A. First.

Q. Where do you live?—A. 140 North Main avenue.

Q. How long have you lived at that place?—A. Two years.

Q. Is that in the Fourteenth Ward?—A. Yes, sir.

Q. Where did you live before you went to live there?—A. Price street.

Q. How long did you live on Price street?—A. I lived there altogether on Price street about six years.

Q. Where were you born?—A. Pittsburg, Pa.

Q. Let me see your tax receipts.—A. I got two with me. I don't know whether they are the right ones or not.

Q. These your tax receipts?—A. Yes, sir.

Q. You paid the tax represented by it?—A. Yes, sir.

Q. Out of your earnings?—A. Yes, sir.

(Witness produces tax receipt No. 308, dated Scranton, Pa., September 23, 1901, showing payment of a county tax for the year 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

MICHAEL LARKIN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Larkin, where do you live?—A. Fourteenth Ward.

Q. Did you vote for the office of Congressman at the last election—general election?—A. No, sir.

Q. You understand me?—A. I understand you.

Q. The election held November last, you didn't vote?—A. No.

Q. How long have you lived in Scranton?—A. Since 1861.

Q. Is there any other Michael Larkin in the neighborhood where you live?—A. There is.

Q. Your son?—A. No.

Q. Do you know of anybody else there of that name?—A. Yes.

Mr. ROE. I object to all the evidence of this witness as being immaterial and irrelevant, from the fact that he didn't vote at the last election, November 4, 1902.

Q. Where does this Michael Larkin live?—A. I think there is one Michael Larkin used to work with Clarke's store. I think he lives on Lafayette.

Q. Is he a young man?—A. A young man.

EDWARD LAMB, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Lamb, where do you live?—A. First district, Fourteenth Ward.

Q. What street and number?—A. 125 Fairview avenue.

Q. Did you vote for the office of Congressman at the last fall election?—A. Yes, sir.

- Q. In what ward and district did you vote?—A. Fourteenth Ward, First district.
- Q. How long have you lived at that number and street?—A. Six years this coming April.
- Q. Where were you born?—A. Scranton.
- Q. Pennsylvania?—A. Yes, sir.
- Q. Tax receipts; this is your tax receipts?—A. Yes, sir.
- Q. Paid by you out of your own money?—A. Yes, sir.
- Q. When did you get this?—A. That duplicate?
- Q. Yes, sir.—A. I got it last week. I got the original somewhere, but could not find it.

(Witness produces duplicate tax receipt dated Scranton, Pa., October 8, 1901, showing payment of a county tax for the year 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)

- Q. You marked your own ballot?—A. Yes, sir.
- Q. Anybody in the booth with you when you marked it?—A. No.

JOHN LENAHA, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
- Q. In what ward and district did you vote?—A. First district, Fourteenth Ward.
- Q. Where do you live?—A. Chestnut street.
- Q. What number?—A. 126 Chestnut street.
- Q. How long have you lived at that present place?—A. About three years.
- Q. Continuously?—A. Yes, sir.
- Q. Where were you born?—A. Wayne County.
- Q. Pennsylvania?—A. Yes, sir.
- Q. Any tax receipts?—A. Not with me; could not find them anywhere.
- Q. Have you paid any taxes within the last two years?—A. Yes, sir.
- Q. To whom did you pay them?—A. I paid some up in the Commonwealth building.
- Q. Did you pay any to Eugene Cosgrove?—A. Not that I remember.
- Q. I think Cosgrove is the collector, isn't he?—A. Yes, sir; he was. If I did, I don't remember.
- Q. You read this (referring to subpoena) over, of course, didn't you?—A. Yes, sir.
- Q. You saw it required to bring your tax receipts?—A. Yes, sir; I couldn't find them.
- Q. Did you mark your own ballot at that election?—A. Yes, sir.
- Q. Did you have any assistance?—A. No, sir.
- Q. Anybody in the booth with you?—A. No, sir.
- Mr. ROE. Have you paid any county and State tax within two years preceding November 4?—A. Well, I believe I have. I wouldn't swear positively that I did, because my memory ain't good enough. I can not swear positively.
- Q. You think you did?—A. Yes, sir.

THOMAS E. MURPHY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Murphy, did you vote for the office of Congressman at the last election, November 4?—A. You are right; I did.
- Q. November 4?—A. November 4.
- Q. Where did you vote?—A. Above at Cosgrove's.
- Q. In the rear of Cosgrove's Hotel?—A. Yes, sir.
- Q. That is the First district of the Fourteenth Ward?—A. Yes.
- Q. Where do you live, Mr. Murphy?—A. Sixth street.
- Q. What number?—A. 110.
- Q. How long did you live at that place?—A. Well, I live about six years in this house, but I lived in the yard—I own another house in the yard—twenty-two or twenty-three years.
- Q. You have lived where you live now six years?—A. Yes.
- Q. Where were you born?—A. I was born in Ireland; county Roscommon, in Ireland.
- Q. When were you born?—A. That I can not tell you. When, you can't tell when you was born. If I swear to what you tell me, I won't get credit. I don't know when I was born.
- Q. What is your best judgment as to your age?—A. I can remember fifty years, and I know I am older than that, and anything older than that I don't remember.
- Q. What do you really think you are?—A. How can I know that? Anything I

don't remember I don't know. Isn't that old enough to vote, at 50 years? And I know I am older than that, but I can not remember of it.

Q. Do you remember your father and mother telling you when you were born?—

A. Sure, they never told one there.

Q. Have you any record?—A. I have not.

Q. When did you come to this country?—A. I came to this country about forty years ago.

Q. This is your paper, of course?—A. It is.

Q. And you were in court and sworn when you got it?—A. That is what I was. No one got it for me; no one swore for me.

(Witness produces certificate of naturalization issued out of the mayor's court of the city of Carbondale, dated the 22d day of May, 1866, showing the naturalization of Thomas Murphy, a native of Ireland.)

Q. Mr. Murphy, this is your tax receipt?—A. Yes, sir.

Q. And this was paid out of your own money?—A. In the God's heaven, who else would pay it?

Q. It was paid by you out of your own money?—A. Yes, sir.

(Witness produces tax receipt No. 445, dated Scranton, Pa., October 4, 1901, showing payment of county tax for the year 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)

Q. Mr. Murphy, did you mark your own ballot?—A. Who else—I did.

Q. Anybody in the booth with you?—A. Yes, sir; in the booth. There was nobody in the stall but myself.

MATTHEW MURPHY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the last election, held November 4, 1902?—A. Yes, sir.

Q. What district and ward?—A. First district Fourteenth Ward.

Q. Where do you live?—A. Fourteenth Ward; 110 Chestnut street.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1870.

Q. Are you a son of the preceding witness? You remember your age, don't you?—A. Yes, sir.

Q. Tax receipts?—A. I got one of them.

Q. This your tax receipt?—A. Yes, sir.

Q. Paid by you out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 663, dated Scranton, Pa., December 14, 1900, showing payment of a county tax for the year 1900, in the Fourteenth Ward, to Thomas Cosgrove, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the voting compartment with you?—A. No, sir.

Mr. ROE. That is all.

P. J. McLAUGHLIN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. McLaughlin, did you vote for the office of Congressman November 4, 1902?—A. Yes, sir.

Q. Where did you vote?—A. First district, Fourteenth Ward.

Q. Where do you live?—A. West Lackwanna avenue, 901.

Q. Is that in the Fourteenth Ward?—A. Yes, sir.

Q. How long have you lived at that number?—A. Six years.

Q. Where were you born?—A. Trenton, N. J.

Q. Tax receipts?—A. Yes, sir.

Q. Is this your tax receipt?—A. Yes, sir.

Q. You paid this out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 521, dated Scranton, Pa., June 15, 1901, showing payment of a county tax for year (date for blank for year mutilated), in the Fourteenth Ward, to Thomas Cosgrove, collector.)

Witness produces also a second tax receipt, dated Scranton, Pa., August 8, 1902, showing payment of a county tax for the year 1901, in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)

Q. You are a property holder?—A. Yes, sir.

Q. Is the property in your own name?—A. Yes, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Q. In the compartment?—A. No, sir.

WILLIAM McGUIRE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman, Mr. McGuire, November 4 last?—
A. Yes, sir.
Q. In what ward and district?—A. Fourteenth Ward, First district.
Q. Where do you live?—A. 1023 Lafayette street.
Q. Is that in the Fourteenth Ward, First district?—A. Yes.
Q. How long have you lived at your present location?—A. Thirty-six years.
Q. Where were you born?—A. Scranton, Fourteenth Ward.
Q. Tax receipt?—A. Yes, sir.
Q. Is this your tax receipt?—A. Yes, sir.
Q. This tax paid by you out of your own money?—A. Yes, sir.
(Witness produces tax receipt No. —, dated Scranton, March 10, 1902, showing payment of a county tax for the year 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)
Q. Did you mark your own ballot?—A. Yes, sir.
Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS McNAMARA, called and sworn.

Direct examination by Mr. WATKINS:

- Q. You voted for the office of Congressman last election, November 4?—A. Yes, sir.
Q. In what ward and district?—A. Fourteenth Ward, First district.
Q. Where do you live?—A. I live at 1007 West Lackawanna avenue.
Q. How long have you lived at 1007?—A. About two years and nine months.
Q. Where were you born?—A. Hopbottom.
Q. That is in Pennsylvania?—A. Yes, sir; Susquehanna County.
Q. Tax receipt? This your tax receipt?—A. Yes, sir.
Q. Paid by you out of your own money?—A. Yes, sir.
(Witness produces tax receipt No. 393, dated Scranton, Pa., October 5, 1901, showing payment of a county tax for the year 1901, in the Fourteenth Ward of Scranton, to Eugene Cosgrove, collector. The tax is represented as having been paid by Thomas Mack.)
Q. Did you mark your own ballot at that election, Mr. McNamara?—A. Yes, sir.
Q. Anybody in the booth with you?—A. No, sir.
Q. Receive any assistance?—A. No, sir.

Cross-examination by Mr. ROE:

- Q. Mr. McNamara, this receipt, dated October 5, 1901, for county tax, says received of Thomas Mack. Did you pay that money and get that receipt?—A. Yes, sir; I furnished the money to get it; my father paid it.
Q. Your father paid the money?—A. Yes, sir. There is a great many calls me "Mack," for short.
Q. That is your receipt, is it?—A. Yes, sir.

HIRAM NICHOLS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Nichols, did you vote for the office of Congressman last November 4?—A. Yes, sir.
Q. In what ward and district did you vote?—A. Fourteenth Ward, First district.
Q. Where do you live?—A. 1015 Price street.
Q. How long have you lived at that place continuously?—A. Three years, or something like that. Maybe a little more. I could not tell it exactly.
Q. Where were you born?—A. Nicholson, Susquehanna County.
Q. Pennsylvania?—A. Yes, sir.
Q. Where did you come from when you went to live at that place?—A. Fourth Ward, on Main street.
Q. Do you have tax receipts?—A. Yes, sir.
Q. This your tax receipt?—A. Yes, sir.
Q. You paid the tax represented by it out of your own earnings?—A. Yes, sir.
(Witness produces tax receipt numbered 536, dated Scranton, Pa., November 1, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)
Q. Did you mark your own ballot at that election?—A. Yes, sir.
Q. Anybody in the voting cell with you?—A. No, sir.
Q. Receive any assistance whatever?—A. No, sir.

FRANK NEALIS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Nealis, did you vote for the office of Congressman last November 4?—A. Yes, sir.
- Q. In what ward and district?—A. Fourteenth Ward, First district.
- Q. Where do you live?—A. 146 North Ninth street.
- Q. How long have you lived at that place?—A. All my life.
- Q. Born where?—A. Born on Ninth street.
- Q. In Scranton, Pa.?—A. Yes, sir.
- Q. Any tax receipts?—A. No, sir; voted on age.
- Q. When were you born?—A. 1880.
- Q. What month and day?—A. June 25.
- Q. June 25, 1880?—A. Yes, sir.
- Q. You paid no taxes?—A. No, sir.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Any assistance?—A. No, sir.
- Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

- Q. You say you were born June 25, 1880; that would make you 22 years of age June 25, 1902?—A. Yes, sir.
- Mr. ROE. That is all.

JACOB PFEIFFER, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote at the last election for the office of Congressman?—A. Yes, sir.
- Q. Where?—A. Fourteenth Ward, First district.
- Q. Where do you live?—A. 214 Chestnut street.
- Q. How long have you lived there?—A. Two years.
- Q. Where were you born, and when?—A. Scranton.
- Q. When?—A. Twenty-first day of April, 1872.
- Q. This is your tax receipt?—A. Yes, sir.
- Q. And the tax represented by it was paid by you out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt numbered 359, dated Scranton, Pa., October 3, 1901, showing the payment of a county tax for the year 1901 in the Fourteenth Ward, to Eugene Cosgrove, collector.)

- Q. Did you mark your own ballot, Mr. Pfeiffer?—A. Yes, sir.
- Q. Anybody in the booth with you when you marked it?—A. No, sir.
- Mr. WATKINS. That is all.

THOMAS MURPHY, Jr., called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote last November 4, Tom?—A. Yes, sir.
- Q. Where did you vote?—A. Fourteenth district—Fourteenth Ward, First district.
- Q. Did you vote for Congressman?—A. Yes, sir.
- Q. Where were you born?—A. Scranton.
- Q. When?—A. February 4, 1879.
- Q. Where do you live now?—A. 110 Chestnut street.
- Q. How long have you lived at the present place?—A. All my life.
- Q. You paid the tax represented by this receipt?—A. Yes, sir.
- Q. Out of your own money?—A. Yes, sir.
- (The witness produces tax receipt numbered 553, dated Scranton, Pa., October 1, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)
- Q. Did you have any assistance in marking your ballot?—A. No.
- Q. Anybody in the booth with you when you marked it?—A. No.

ALIMANZO REYNOLDS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman at the last election, November 4?—A. Yes, sir.
- Q. Where did you vote?—A. Fourteenth Ward, First district.
- Q. Where do you live?—A. Fourteenth Ward.

- Q. Street and number?—A. 131 Chestnut street.
 Q. That is in the Fourteenth Ward, First district?—A. Yes.
 Q. How long have you lived at that present place?—A. In the neighborhood of forty years.
 Q. Where were you born?—A. Fell Township, Luzerne County, Pa.
 Q. Tax receipts?—A. Yes, sir.
 Q. This is your tax receipt?—A. Yes, sir. I paid the money for it. It is there.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. You paid the tax represented by it and out of your own earnings?—A. Yes, sir.
 Q. You are a property holder?—A. Yes, sir.
 Q. Is the property in your own name?—A. Yes, sir.
 (Witness produces a tax receipt numbered 229, dated Scranton, Pa., April 25, 1901, showing payment of a county tax in the Fourteenth Ward for the year 1900, to Thomas Cosgrove, collector.)
 Q. Did you mark your own ballot, Mr. Reynolds?—A. Yes, sir.
 Q. Anybody in the voting compartment with you?—A. No, sir.
 Q. Have you got another receipt later than that?—A. Yes, sir.

JOHN MADDEN, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman at the last election?—A. No, sir.
 Mr. WATKINS. That is all.

JOHN J. KANE, called and sworn.

Direct examination by Mr. WATKINS:

(This witness having been subpoenaed to appear on Saturday, February 7, 1903, at 9 o'clock a. m., and having failed to appear, he now presents himself for examination. By agreement of counsel for both parties, witness is examined and his testimony heard as to his qualification as a citizen and elector.)

- Q. Where do you live?—A. 344 Putnam street; Second Ward, Fourth district.
 Q. In the city of Scranton?—A. Yes, sir.
 Q. Did you vote for the office of Congressman last year?—A. Yes, sir.
 Q. Where did you vote?—A. At the voting place held on Brick avenue.
 Q. What ward and district?—A. First Ward, Fourth district.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1869.
 Q. Month and date?—A. June, 1869. I have not the day of the month.
 Q. When did you come to this country?—A. I have not the exact date when I came to this country.
 Q. Have you got your papers?—A. Yes, sir.
 Q. Let me see them. Is this your paper?—A. Yes, sir.
 Q. And were you in court and sworn when you got it?—A. Yes.
 Q. Can you remember when you came to this country?—A. I can remember when I came to this country, but I can not remember the exact date.
 Q. How long have you been in this country?—A. I come in the year 1883.
 Q. You are sure about that?—A. Yes, sir.
 Q. You came here under age?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the district court of the United States, in and for the middle district of Pennsylvania, bearing date the 7th day of October, 1901, showing the naturalization of John J. Kane, a native of Ireland.)

- Q. Tax receipts? Have you got any tax receipts besides this?—A. City and school and poor tax.

Q. You have no receipt other than this showing the payment of a county tax within the two years prior to October 4, 1902? That is the only tax receipt you have showing payment of a county tax for the two years prior to October 4, 1902?—A. Yes, sir; that is the only paper I have with me.

(Witness produces a tax notice dated Scranton, Pa., September, 1901, Mr. John Kane, 346 Putnam street, your State and county tax for 1901 have been placed in my hands for collection, as follows: Your county tax for 1901 is \$2.25. Payment can be made to C. V. Terwilliger, collector, at 1227 Providence road.)

The WITNESS. I have the tax paid.

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. WATKINS. That is all.

Cross-examination by Mr. ROE:

- Q. Have you paid any tax for the two years preceding November 4, 1902?—A. Yes, sir; I pay a tax every year.
 Q. Every year?—A. Yes, sir.
 Mr. ROE. That is all.

BERT KIME, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last election held November 4, 1902?—A. Yes, sir.
 Q. Where did you vote?—A. Voted in the Fourteenth Ward.
 Q. What district?—A. First district.
 Q. Where do you live now?—A. Robinson street, No. 125.
 Q. How long have you lived there?—A. I have lived there about twenty or twenty-five years.
 Q. When were you born?—A. Born in 1869.
 Q. Month?—A. December 19.
 Q. Where were you born?—A. Scranton.
 Q. You paid the tax represented by this receipt yourself?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 430, dated Scranton, Pa., November 3, 1900, showing payment of a county tax for the year 1900, to Thomas Cosgrove, collector.)
 Q. Were you in the booth alone?—A. Yes, sir.
 Q. When you marked your ballot?—A. Yes, sir.
 Q. Receive any assistance?—A. No, sir.

JOHN F. KELLY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. In what ward and district?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 231 Chestnut street.
 Q. How long have you lived at that present location?—A. About five or six years.
 Q. Where were you born?—A. Born in Ireland.
 Q. When were you born?—A. 1863, June 8.
 Q. When did you come to this country?—A. 1863.
 Q. Same year you were born?—A. I was four or five months old.
 The WITNESS. Those are my father's papers.
 Q. Have you a naturalization certificate of your own?—A. No, sir.
 Q. Tax receipts? Is this your tax receipt?—A. Yes.
 Q. When did you get this receipt?—A. That is a duplicate; I lost my own receipt.
 Q. You paid the tax represented by this receipt out of your own money?—A. Yes, sir.
 (Witnesses produces a duplicate tax receipt dated Scranton, Pa., October 21, 1901, showing payment of a county tax for the year 1900 in the Fourteenth Ward, to Thomas Cosgrove, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Receive any assistance?—A. No, sir.
 Mr. ROE. That is all.

DANIEL KELLY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 241 Chestnut street.
 Q. How long have you lived at that place?—A. About two months.
 Q. When did you move there?—A. Around the 26th of November, I think it was.
 Q. Where did you live before you moved there?—A. 202 Ninth street, same ward.
 Q. How long did you live at 202 Ninth street?—A. About nine years.
 Q. Where were you born?—A. Scranton, Fourteenth Ward.
 Q. When?—A. 1881.
 Q. Month?—A. January 2, 1881.
 Q. Any tax receipts?—A. No, sir.
 Q. You marked your own ballot, did you?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 Q. On the 2d of last month you were 22 years of age?—A. Twenty-two years old.

Cross-examination by Mr. ROE:

Q. You mean to say by that that you were 21 on January 2, 1902?—A. I was 21; yes, sir.

Mr. ROE. That is all.

WILLIAM LARNEY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. Where do you live?—A. 1023 Lafayette street.

Q. How long have you lived at that one place?—A. Three years next July.

Q. Where were you born?—A. Montrose, Susquehanna County.

Q. When?—A. May 29, 1856.

Q. You paid the tax represented by this receipt?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 431, dated Scranton, Pa., October 15, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, to Eugene Cosgrove, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

JOHN MALONEY, called and sworn.

Direct examination:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. In what ward and district?—A. Fourteenth Ward, First district.

Q. Where do you live?—A. 1025 Price street.

Q. In what ward and district is that?—A. Fourteenth Ward, First district.

Q. Where were you born?—A. New York City.

Q. When?—A. 1873.

Q. Month?—A. February 22.

Q. Have you got a tax receipt?—A. Yes, sir.

Q. You have been living at that number how long?—A. I lived there about eight months.

Q. When did you move there?—A. That I could not tell you.

Q. And before you moved there where did you live?—A. Hyde Park avenue, 110.

Q. In what ward?—A. In the Fifth Ward.

Q. How long did you live there?—A. Three years.

Q. This your tax receipt?—A. Yes, sir.

Q. And the tax paid by you as represented here was paid out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 177-7, dated Scranton, Pa., December 21, 1901, showing payment of a county tax for the year 1901 in the Fifth Ward, city of Scranton, to B. Davies, collector.)

Q. Did you mark your own ballot, Mr. Maloney?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

JAMES McDONALD, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for Congressman at the last November election?—A. Yes, sir; for the Democrats, I did.

Q. And where did you vote?—A. Up in Hyde Park.

Q. In what ward and district?—A. I don't know, but it is in the Fourteenth Ward.

Q. Where is the polling place in the district?—A. Chestnut street, I think; up that way.

Q. Is it in the rear of Cosgrove's hotel?—A. Just at the back of that.

Q. That is where you voted?—A. Yes, sir.

Q. Where do you live?—A. I live on Robinson street.

Q. What number?—A. 125.

Q. How long have you lived at 125 Robinson street?—A. Twelve or thirteen years.

Q. In the same building?—A. Very near; around about there; between Robinson's brewery and thereabouts.

Q. When were you born?—A. In Ireland. I don't know when.

Q. How old are you?—A. I am 67, in my 68th.

Q. Got a naturalization paper—a citizen's paper? When did you get this? When did you come to this country?—A. Fifteen or sixteen years ago.

Q. This your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got this?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, bearing date the 23d day of July, 1897, showing the naturalization of one James McDonald, a native of Ireland.)

Q. Have you tax receipts?—A. I paid no taxes, sir.

Q. Did you mark your own ballot last election?—A. No, sir; I can not write.

Q. Was there anybody in the booth with you?—A. I put my hand to the pen.

Q. Did you have any assistance in marking the ballot?—A. No.

Q. You had no assistance?—A. No, sir; I didn't. I couldn't mark it. I don't know the man who was there.

Q. Did you ask the judge for any assistance?—A. No; but I think he sent somebody in.

Q. Do you know who he was?—A. No, sir.

Q. Did he or you mark the ballot?—A. Him.

Q. Who made the mark?—A. I put my hand to the pen.

Cross-examination by Mr. ROE:

Q. Mr. McDonald, have you paid any taxes?—A. I never paid none. I am too old, and have no work to pay anything.

CHARLES McCANN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for Congressman last election?—A. Yes, sir.

Q. What ward and district?—A. First district, Fourteenth Ward.

Q. Where do you live?—A. 231 Chestnut street.

Q. How long have you lived at that place?—A. Since 1900; nearly two years.

Q. Where were you born?—A. Carbondale.

Q. When?—A. October 5, 1881.

Q. How long have you lived at that place?—A. Since May, 1901.

Q. Where were you living before you went there?—A. First district, Fourth Ward, Carbondale.

Q. But you have been living here since May, 1901?—A. May, 1900.

Q. It will be three years this coming May?—A. Yes, sir.

Q. Have you any tax receipts?—A. No, sir.

Q. Date of your birth?—A. October 5, 1881.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Any assistance?—A. No, sir.

GEORGE T. McCRAE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the last election held November 4, 1902?—A. Yes, sir.

Q. In what district and ward?—A. First district, Fourteenth Ward.

Q. Where do you live?—A. 1014 Lafayette street.

Q. How long have you lived at that place?—A. Six years.

Q. When were you born?—A. 1867.

Q. The month and date?—A. November 12, 1867.

Q. Where were you born?—A. Scotland.

Q. When did you come to this country?—A. 1887.

Q. Let me see your naturalization papers.—A. I can not do it; I lost them.

Q. Paid any taxes?—A. Yes, sir.

Q. Let me see your tax receipts. This your tax receipt?—A. Yes, sir.

Q. And you paid the money represented by it?—A. Yes, sir.

Q. Out of your own earnings?—A. Yes, sir.

Q. Where did you get this?—A. From Eugene Cosgrove.

Q. When?—A. It is a duplicate.

Q. When?—A. I paid him and didn't get a receipt. I thought I didn't need it until I was called on in this contest.

Q. When did you get it?—A. The other day.

(Witness produces duplicate tax receipt dated Scranton, Pa., September 23, 1902, showing payment of a county tax for the year 1901, in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. ROE. That is all.

PATRICK McCORMACK, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November?—A. Yes, sir.
 Q. In what ward and district did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 1021 Lafayette street.
 Q. In what ward is that and district?—A. Fourteenth Ward.
 Q. How long have you lived at that place?—A. Born July 3, 1863, and I am living there yet.
 Q. Let me see your tax receipt. Is this your tax receipt?—A. Yes, sir.
 Q. Paid by you out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 807, dated Scranton, Pa., February 7, 1902, showing payment of a county tax for the year 1901 in the Fourteenth Ward, Scranton, to Eugene Cosgrove, collector, per T. C.)
 Q. Did you mark your own ballot at that election, Mr. McCrae?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS McCORMACK, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. In what ward and district did you vote?—A. Fourteenth Ward and First district.
 Q. Where do you live?—A. 1021 Lafayette street.
 Q. That is in the Fourteenth Ward, First district?—A. Yes, sir.
 Q. Did you live there all your life?—A. Yes, sir.
 Q. Tax receipt?—A. Yes, sir.
 Q. This your tax receipt?—A. Yes, sir.
 Q. And this county tax was paid by you?—A. Yes, sir.
 Q. Out of your earnings?—A. Yes, sir.
 (Witness produces tax receipt numbered 808, dated Scranton, Pa., February 7, 1902, showing payment of a county tax for the year 1901 in the Fourteenth Ward, to Eugene Cosgrove, collector, per T. C.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.
 Mr. WATKINS. That is all.

FRANK McHALE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 909 Price street.
 Q. How long have you lived at that place?—A. In the one place two years.
 Q. Where were you born?—A. In York State.
 Q. When were your born?—A. In 1862.
 Q. The month?—A. May 29.
 Q. Got tax receipts?—A. Yes, sir.
 Q. Where did you live before you moved to the corner of Chestnut and Price?
 How long did you live there?—A. Over two years.
 Q. You paid the tax represented by this receipt?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt No. 556, dated Scranton, Pa., November 4, 1901, showing payment of county taxes for the year 1901 in the Fourteenth Ward of the city of Scranton to Eugene Cosgrove, collector.)
 Q. Did you mark you own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

LAWRENCE ROONEY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Rooney, did you vote for the office of Congressman last fall?—A. I did.
 Q. In what ward and district?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. Lafayette.
 Q. What number?—A. 1024.

Q. How long have you lived at that place?—A. Well, between 1027 and 1024, about thirty-two years.

Q. In that block?—A. Yes, sir.

Q. Where were you born?—A. Born in Ireland.

Q. When were you born?—A. 1844—January, 1844.

Q. When did you come to this country?—A. 1861.

Q. Have you got your tax papers?—A. I don't think you can make anything out of them. They are pretty well played out. Dick Holgate had them the last time.

Q. This is your paper, Mr. Rooney?—A. Yes, sir; it is mine.

Q. Were you in court and sworn when you got it?—A. I was, sir.

(Witness produces certificate of naturalization issued out of the mayor's court of the city of Carbondale bearing date 22d September, 1866, showing the naturalization of Lawrence Rooney, a native of Ireland.)

Q. Let me see your tax receipts.—A. Now, there is some of these receipts I could not find.

Q. This is you tax receipt?—A. Yes, sir.

Q. And you paid it out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 777, dated Scranton, Pa., January 9, 1901, showing payment of a county tax in the Fourteenth Ward to M. H. Reinhart, collector.)

Q. Did you mark your own ballot, Mr. Rooney?—A. Yes, sir.

Q. Receive any assistance?—A. I didn't need none.

Q. Anybody in the booth with you?—A. No, sir.

FRED ROSCOE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. Where do you live?—A. 1034 Lafayette street.

Q. How long have you lived at that present location?—A. About a year.

Q. Where did you live before you went to live there?—A. I was on Main street, West Lackawanna. Ain't that in the Fourteenth Ward? I lived up there in Hyde Park. I boarded up there at Macreth's.

Q. Where were you born?—A. Auburn, N. Y.

Q. When?—A. 1870, 12th of November.

Q. Have you any tax receipts?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked your ballot?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. Roscoe, have you paid any taxes within two years preceding the election of November 4?—A. No, sir.

FRED RIEHL, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the last election, November 4?—A. Yes, sir,

Q. In what ward and district did you vote?—A. Fourteenth, First.

Q. Where do you live?—A. 1020 Jackson street.

Q. How long have you lived at that present number?—A. Ten months.

Q. Where did you live before you went to live there?—A. Second Ward, Second district, Park place.

Q. Where were you born?—A. Western part of Pennsylvania; Stewartsville.

Q. When were you born?—A. Twelfth day of May, 1869.

Q. Let me see your tax receipt. Did you pay the taxes represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated September 19, 1901, showing payment of a county tax in the Second Ward of the city of Scranton to C. V. Terwilliger, collector, G. V. H.)

Q. Did you mark your own ballot, Mr. Riehl?—A. Yes, sir.

Q. Anybody assist in the booth with—anybody assist you?—A. No, sir.

Mr. WATKINS. That is all.

WILLIAM H. KIME, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Kime, did you vote for the office of Congressman at the last fall election?—A. Yes, sir.

- Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live? A. I live on Robinson street, 125.
 Q. How long have you lived on Robinson street, 125?—A. About twenty-eight years.
 Q. Lived there continuously?—A. Yes, sir.
 Q. Where were you born?—A. Northampton County, Pa.
 Q. When were you born?—A. 1848.
 Q. The month and day, can you remember that?—A. Twentieth August.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. Pay the taxes represented by this out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 680, dated Scranton, Pa., December 18, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward to Eugene Cosgrove, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

GEORGE SANDERS, called and sworn.

Direct examination by Mr. WATKINS:

- (This witness was subpoenaed for last Saturday, but failing to appear at that time, and now, by agreement of counsel for Mr. Howell, is examined and sworn.)
 Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 720 Scranton street.
 Q. In what ward and district is that?—A. Fourteenth Ward, First district.
 Q. How long have you lived at that place?—A. Seven years.
 Q. Where were you born?—A. In Ledgerdale, Wayne County, Pa.
 Q. When were you born?—A. In 1869.
 Q. Month?—A. February 3.
 Q. Tax receipts?—A. Yes, sir.
 Q. You paid the tax receipts represented by this?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 397, dated Scranton, Pa., October 10, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward of the city of Scranton to Eugene Cosgrove, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.

WILLIAM MULLEN, called and sworn.

Direct examination by Mr. WATKINS:

- (This witness having been subpoenaed to appear at this time, and his name not appearing on the list furnished to the contestee, by agreement of counsel for contestant and contestee he is now sworn and examined as of this date.)
 Q. Did you vote for the office of Congressman at the last election held November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 923 Lonergan place, between Robinson and Chestnut.
 Q. In what ward and district is that?—A. Fourteenth Ward and First district.
 Q. How long have you lived in that location?—A. The last fourteen years.
 Q. Where were you born?—A. Ireland.
 Q. When were you born?—A. February 14, 1854.
 Q. When did you come to this country?—A. 1883.
 Q. Have you got a naturalization paper?—A. Yes, sir.
 Q. Is this your paper, Mr. Mullen?—A. Yes, sir.
 Q. Were you in court and sworn when you received it?—A. Yes; I was sworn when I got that paper.
 Q. And you were in court, too?—A. And in court—Scranton court.
 (Witness produces a certificate issued out of the court of common pleas of Lackawanna County, bearing date the 24th day of September, 1889, showing the naturalization of one W. H. Mullen, a native of Ireland.)
 Q. This says you were born in 1857.—A. At that time I didn't know my age. It was then it came to my mind; and afterwards I wrote home to my mother—some months—and she sent a letter saying I was born 14th of February, 1854. It didn't give the place.
 Q. You paid the tax represented by this receipt out of your own money?—A. Yes, sir; I paid it to Cosgrove.

(Witness produces tax receipt numbered 543, dated Scranton, Pa., November 2, 1901, showing payment of a county tax for the year 1901, in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS McGERRITY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall election?—A. I did, sir.

Q. Where did you vote?—A. Fourteenth Ward.

Q. What district?—A. I live on Lafayette; I guess it is First or Second district.

Q. Where is the voting place?—A. Down by Cosgrove's.

Q. That is the First district, is it not?—A. First, I guess.

Q. Where do you live?—A. Lafayette, 1016.

Q. How long have you lived there?—A. About thirty years.

Q. Continuously?—A. Yes, sir; and over that.

Q. Where were you born?—A. Ireland.

Q. When?—A. Well, I am 55 now—I will be 55 next December.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. Where did you get it?—A. I got it in the court-house.

Q. Where is the original paper?—A. I don't know; I got them in the house, and thought that was in them.

Q. Were you in the court and sworn when you got your first one?—A. Yes, sir; I was. I got here under age.

(Witness produces duplicate certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, and late the mayor's court of the city of Scranton, bearing date the 10th day of August, 1897, showing the naturalization of one Thomas McGerrity, a native of Ireland, on the 28th day of September, 1872.)

Q. You paid the tax represented by this, did you?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt, numbered 521, bearing date Scranton, Pa., October 30, 1901, showing payment of a county tax for 1901, in the Fourteenth Ward, to Eugene Cosgrove, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Sure about that?—A. Yes, sir.

Q. Have any assistance?—A. Don't need anybody for assistance.

PATRICK KELLY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. And where did you vote?—A. Fourteenth Ward.

Q. What district?—A. First district.

Q. Where do you live, sir?—A. I lived at the time I voted there in Ninth street; 202 Ninth street.

Q. How long did you live at 202 Ninth street?—A. I lived there about nine years, I guess.

Q. When did you move away from there?—A. I am not sure now of the certain time. I live on the corner of Chestnut and West Lackawanna avenue.

Q. And you lived there how long, you say?—A. About two months.

Q. But at the time of the election you were living at Ninth street, 202?—A. Yes, sir.

Q. Lived there how long?—A. Nine years.

Q. Where were you born?—A. Ireland.

Q. When?—A. I could not tell you.

Q. How old are you?—A. About 70. I think I was born in 1833.

Q. When did you come to this country?—A. I come in 1852.

Q. This your paper, Mr. Kelly?—A. Yes, sir.

Q. And you received this—A. In the court-house here.

Q. You were sworn when you got the original? You were in court and sworn?—A. Yes, sir.

(Witness produces a duplicate naturalization paper issued out of the court of quarter sessions of Lackawanna County, and dated the 5th day of May, 1899, showing the naturalization of one Patrick Kelly, a native of Ireland, on the 8th day of February, 1859.)

Q. Is this your tax receipt, Mr. Kelly?—A. Yes, sir.

Q. Where is the original of this?—A. Indeed I could not tell you.

Q. When did you get this?—A. I got it last week. I could not find the old one and I got that.

(Witness produces a paper purporting to be a duplicate tax receipt, bearing date Scranton, Pa., October 17, 1901, and showing payment of a county tax for the year 1900, to Thomas Cosgrove.)

Q. Did you mark your own ballot at that election?—A. No, sir; I didn't mark my own ballot.

Q. Yes; who marked it for you?—A. I couldn't tell the man's name. There were no light. It was dark.

Q. What time was it when you voted?—A. It was kind of late in the evening, and I went into the stall. It was dark, and I wanted for an eye, and this fellow came in. I told him, "You can see better than me; mark that for me." He just put the mark on and turned out again.

Q. He marked it, did he?—A. Yes, sir.

Q. He followed your instructions as to how it should be marked, did he?—A. Yes; I told him.

Q. He did it exactly as you told him?—A. He did it exactly as I told. I watched him marking it. I stood over him.

Q. You don't know who he is?—A. No, sir; I could not tell him by name.

Q. Did you ask the judge for assistance when you went in?—A. I did.

Q. What did he say?—A. He said, "All right," to tell this boy to go in with me.

Q. Did you tell him why?—A. I told him the place was too dark for me to see.

Mr. WATKINS. That is all.

The following witnesses having been subpoenaed to appear at another place, by agreement on the part of counsel for Mr. Howell they are permitted to testify here at this place.

THOMAS O. WILLIAMS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held 4th November, 1902?—A. No, sir.

Mr. ROE. I object to all the testimony of this witness as being immaterial and irrelevant, from the fact that he didn't vote on the 4th day of November, 1902.

Mr. HILL. Is that all your objection?

Mr. ROE. Yes.

Q. Where do you live, Mr. Williams?—A. 302 South Main avenue.

Q. How long have you lived in that place?—A. About twenty years.

Q. How old are you?—A. Twenty-three.

Q. Where were you at the time of the election?—A. I was in Philadelphia.

Q. How long had you been in Philadelphia?—A. During the school term, from October until June.

Q. What school?—A. University.

Q. You were a student at the University of Pennsylvania at the time?—A. Yes, sir.

Q. And did you remain in Philadelphia on election day?—A. Yes; if the election took place on November 4, because I came home since.

Q. How long have you lived in that district where you live now?—A. About twenty years.

Q. Do you know what ward it is in?—A. Yes; it is in the Fifth Ward.

Q. What election district?—A. Second district.

Q. Are you pretty well acquainted there?—A. Personally, yes.

Q. Do you know any other person of your name in that ward?—A. Not in that ward.

Q. Would you likely know if there were such a person?—A. Yes.

Q. Have you ever heard of such a person?—A. No, sir; I have heard of Thomas Williams.

Q. Who of the name of Thomas Williams do you know?—A. It is Thomas T. Williams.

Q. Who is he?—A. It is the superintendent's son.

Q. Superintendent of the coal department of the Delaware, Lackawanna and Western. Do you know of any other Thomas Williams?—A. No, sir.

Q. Do you know where he lives?—A. Where? On Division street.

Q. The number?—A. No, sir.

Q. Do you know how long he has lived there?—A. I should judge about three years.

Q. Do you know how old he is?—A. I should judge about 21.

Q. Do you think he is over 21?—A. Yes, sir.

DAVID A. WILLIAMS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Fifth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. In Aswell's Court.

Q. What number?—A. 316.

Q. How long have you lived continuously in that same place?—A. I guess about six years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. About 38.

Q. Where were you born?—A. Wales.

Q. Let me see your certificate of naturalization?—A. Yes, sir.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. 1881.

Q. What time of the year?—A. Around September.

Q. Don't you remember the date of your arrival?—A. Not exactly.

Q. Where did you land?—A. In Castle Garden, in New York, I suppose.

Q. Where did you go from there?—A. Scranton.

Q. Been here ever since?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 1st day October, 1886, showing the naturalization of David A. Williams, a native of Wales.)

Q. Tax receipts, please. Did you pay that tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt No. 145-2, dated October 1, 1901, showing the payment of a county tax for the year 1901, Fifth Ward, Scranton, signed B. Davies, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir; I marked it myself.

PATRICK TOLAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 526 Marion street.

Q. How long have you lived continuously in that same place?—A. About two years.

Q. When did you move there?—A. In October.

Q. In what year?—A. 1901.

Q. You have lived there continuously ever since, have you?—A. Yes, sir.

Q. How old are you?—A. Thirty-one years.

Q. Where were you born?—A. England.

Q. Let me see your certificate of naturalization?—A. I voted on my father's papers.

Mr. HILL. We ask that the words of the witness be stricken out as not responsive to any question asked him.

Q. Let me see your tax receipts, please. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated November 13, 1901, showing payment of a county tax for the year 1901, in the Seventh Ward of Scranton, signed William P. Spellman, collector.)

Q. When was it you lived in the Seventh Ward?—A. About two years ago.

Q. You stated you moved away from there in 1901?—A. Yes, sir.

Q. What time of the year did you move?—A. In October.

Q. Where were you living when you paid these taxes?—A. Thirteenth Ward.

Q. Living where you live now?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. ROE. How old were you when you came to this country?

Mr. HILL. Objected to as not cross-examination, no questions having been asked him as to when he arrived or as to his age at the time of his arrival.

A. Thirteen years.

JOHN WALSH, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. Where do you live?—A. 1441 Albright avenue.

Q. How long have you lived continuously in the same place?—A. Sixteen years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Forty-four.

Q. Where were you born?—A. Honesdale.

Q. Wayne County, Pa.?—A. Yes, sir.

Q. Tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay these taxes yourself to the collector as taxes assessed against yourself?—A. Yes, sir.

(Witness produces tax receipt dated October 15, 1901, showing payment of a county tax for the year 1901, in the Thirteenth Ward, Scranton, signed Sol Miller, collector.)

Mr. HILL. That is all.

SAMUEL HOLTHAM, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. Where do you live?—A. 1440 Dickson avenue.

Q. How long have you lived continuously in that same place?—A. Eight years.

Q. Without going away?—A. I was away about three months.

Q. When?—A. 1901.

Q. In 1902?—A. No, sir.

Q. How old are you?—A. Twenty-five this October.

Q. Where were you born?—A. Scranton.

Q. Right here?—A. Yes, sir.

Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

(Witness produces tax receipt showing payment of a county tax for the year 1901, in the Thirteenth Ward, Scranton, signed Sol Miller, collector.)

Q. Did you say you marked your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

THOMAS FOY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where did you vote?—A. Thirteenth Ward, Third district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1420 Gardner avenue.

Q. How long have you lived there continuously?—A. About eighteen years.

Q. Without going away?—A. Yes, sir.

Q. You mean you have not gone away in that length of time?—A. No, sir.

Q. How old are you?—A. Fifty years.

Q. Where were you born?—A. Carbondale.

Q. In this State?—A. Yes, sir.

Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. I suppose I did.

Q. Did you?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. Is the property in your own name?—A. No.

Q. This was a tax assessed against your wife's property, was not it?—A. Well, my tax, too, is there; it is all the one.

Q. This was assessed against your wife's property, wasn't it?—A. Yes, sir; my personal tax is on that, I guess.

Mr. HILL. We ask that the words, "My personal tax is on that, I guess," be stricken out as not responsive to any question asked the witness, and as being incompetent, as not a fact within the witness's own knowledge, and for the further reason that the words are not positive, but are mere guess or inference.

Q. You paid this as a tax assessed against your wife's property?—A. I paid it for my name.

Q. The property is in your wife's name, isn't it?—A. Yes, sir.

Q. And this was a tax assessed against that property?—A. Yee.

(Witness produces tax receipt dated September 9, 1901, showing payment of a county tax for the year 1901 in the Thirteenth Ward, signed Sol Miller, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at that time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. Foy, do you know whether your personal tax, State and county, are included in this tax receipt.

Mr. HILL. Objected to as incompetent, the best evidence being the assessment list.

A. Yes, sir.

HUGH DOUGLAS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. Where do you live?—A. I live in 1559 Von Storch avenue, corner of Green Ridge street, Scranton.

Q. How long have you lived continuously in that same place?—A. I am living in that district now going on ten years.

Q. How long in the house where you live now?—A. Going on my fourth year.

Q. And how old are you?—A. I am 46 years old.

Q. Where were you born?—A. Born in the north of Ireland.

Q. Let me see your certificate of naturalization, please.

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 23d September, 1878, showing the naturalization of Hugh Douglas, a native of Ireland.)

Q. In what year did you come to this country?—A. Come to this country? I landed on the 9th day of April, 1873, in Castle Garden.

Q. Let me see your tax receipts.

Q. Did you mark your own ballot at that election?—A. Yes, sir; always did, and I never had anybody else to do anything else.

Q. Anybody in the booth with you when you marked it?—A. No.

Q. When did you get this paper?—A. I got that as a duplicate of the one that I could not find. I have got all my papers spared up to December of 1902. I paid 1901 and 1902 together; I think it was on the 5th of December.

Q. You paid them both together?—A. We paid them together. I think it was on the 5th of December.

Q. In what year?—A. 1902, and Sol told me—I could not find this other one—and he told me this would be too late for the contest, that I would have to get the one previous to it. So he gave me that duplicate.

Q. You got this the other day?—A. I got it on Saturday.

Q. Who gave it to you?—A. Sol Miller.

Q. Did you see him fill it out? Did you see him sign it?—A. Yes, sir.

(Witness produces tax receipt dated October 10, 1900, showing the payment of a county tax for the year 1900 in the Thirteenth Ward, Scranton, signed Sol Miller.)

S. V. SLATER, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. No, sir; I was sick abed at the time, under Dr. C. M. Neal's hands.

Mr. ROE. I object to the evidence of the witness, from the fact that he says he didn't vote at the election of November 4, 1902, the evidence he gives being immaterial and irrelevant.

Q. Where do you live?—A. I live in Green Ridge.

Q. What number?—A. 1448 Mylert avenue.

Q. How long have you lived continuously in that same house?—A. Thirteen years.

Q. Are you pretty well acquainted up there?—A. Yes, sir.

Q. Do you know anybody else of your name in that district?—A. Don't know; got a son by that name.

Q. Of your own name?—A. No; his name is Walter; not old enough to vote.

Q. Do you know of any voter who has a name like yours, both first and second name?—A. No; they never get my name right anyhow. My name is S. V. Slater.

Q. Where were you on election day?—A. I was home in bed.

Q. How long were you sick that time?—A. Seven weeks.

Q. When were you taken down?—A. Taken down about the middle of October.

Q. About the middle of October?—A. Yes, sir.

Q. You were not around the polls at all that day?—A. No; I didn't go out of the house.

Q. Where do you work, Mr. Slater?—A. Working down in the railroad Y. M. C. A. now, Peck Lumber Company.

Q. That is, in building it?—A. Yes, sir.

Q. Who is the contractor?—A. Peck Lumber Company.

Q. Do you work for them regularly, or are you just employed on this job?—A. Yes, regularly; I worked about five years now.

AMOS WILSON, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifth Ward, Second district.

Q. Where do you live?—A. 1014 Luzerne street.

Q. How long have you lived continuously in the same place?—A. Since July, 1900.

Q. How old are you?—A. Twenty-seven.

Q. Where were you born?—A. England.

Q. Let me see your certificate of naturalization?—A. I aint got any.

Q. Let me see your tax receipts? Did you pay this tax yourself to the collector?—A. Yes, sir.

Q. When did you get this receipt?—A. The day I paid the tax.

Q. Was it on the date here indicated?—A. Yes, sir.

(Witness produces tax receipt numbered 83-1, dated September 13, 1901, showing payment of a county tax for the year 1901 in the Fifth Ward, Scranton, signed B. Davies, collector.)

Q. What is your first name, Mr. Wilson?—A. Amos.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. When did you come to this country?

Mr. HILL. Question is objected to as not cross-examination, no questions having been asked the witness as to the time of his arrival.

A. 1880, I think it was. I was about 4 or 5 years old.

Mr. HILL. And we ask that the answer of the witness be stricken out.

Mr. ROE. All right.

MARTIN LANGAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1437 Albright avenue.

Q. How long have you lived continuously in that same place?—A. About six years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Twenty-eight years.

Q. Where were you born?—A. Carbondale, Lackawanna County.

Q. Let me see your tax receipts. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. When did you get this paper?—A. Saturday afternoon.

Q. Who gave it to you?—A. Sol Miller.

Q. How did you come to get this?—A. I got that for a tax receipt I mislaid.

Q. Did you remember the date on which you paid your tax?—A. Well, it is marked down there.

Q. Did you remember it when you went to get this duplicate?—A. I could not exactly. I could remember if I sat down and thought it out.

(Witness produces duplicate tax receipt dated September 27, 1901, showing payment of a county tax for the year 1900 in the Thirteenth Ward of Scranton, signed Sol Miller.)

Q. Did you see Mr. Miller write that date in there?—A. I sat right there when he filled it out.

Q. Did you see him sign his name to the paper?—A. Yes, sir; I saw him fill out the paper.

PATRICK DEVINE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Third district, Thirteenth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. I was living then on Albright avenue.

Q. Where do you live now?—A. Green Ridge street.

Q. What number?—A. I don't remember the number exactly.

Q. Aren't the houses numbered there?—A. Yes.

Q. What block?—A. Between the railroad and Albright avenue.

Q. What number?—A. I don't know.

Q. Is there any number on it?—A. Yes, sir.

Q. You forget the number?—A. Yes, sir. I think it is in the fourteen hundred block.

Q. Right-hand side going up?—A. Left-hand side going up.

Q. It was an odd number, then?—A. I think it was.

Q. How long had you lived there?—A. I was living there about four months.

Q. When did you move there?—A. I went there after I came back. I was living at the corner of Green Ridge street and Von Storch avenue, and went away for about six weeks or two months when the mill shut down.

Q. When what shut down?—A. When the rolling mill shut down.

Q. When was that?—A. Spencer's. It shut down in May.

Q. Of what year was that?—A. 1902.

Q. Went away out of town?—A. Went up to Alford, in this State.

Q. How long did you stay there?—A. About two months.

Q. Where did you go after that?—A. I come back here.

Q. Then what did you do?—A. The mill went to work. I went to work in the mill.

Q. When was it you got back?—A. I think it was about the 1st of September. We started to work on the 1st of September.

Q. Are you a family man?—A. No, sir.

Q. Where were you living when you went away?—A. Corner Von Storch avenue and Green Ridge street.

Q. That is where you were living when the rolling mill shut down?—A. Yes, sir.

Q. How old are you?—A. Thirty-eight.

Q. Where were you born?—A. Pittsburg, Pa.

Q. Let me see your tax receipts, please.—A. Ain't got none since I come to this town.

Q. Haven't been assessed?—A. No, sir.

Q. Haven't paid any taxes since you have been here, then?—A. No, sir.

Q. How long is it since you have paid taxes?—A. Since 1899.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at that time?—A. No, sir.

MARTIN RATCHFORD, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. No, sir.

Mr. ROE. I object to all the evidence of the witness Martin Ratchford as being immaterial and irrelevant, from the fact that he says he didn't vote at the election November 4, 1902.

Q. Where do you live, Mr. Ratchford?—A. Green Ridge.

Q. On what street?—A. Gardner avenue.

- Q. What number?—A. 1511.
 Q. How long have you lived there?—A. Nineteen years.
 Q. Continuously, have you?—A. Yes, sir.
 Q. In what ward and election district is that?—A. Third district.
 Q. Of what ward?—A. Thirteenth.
 Q. Third district, Thirteenth Ward?—A. Yes, sir.
 Q. Are you pretty well acquainted there?—A. Well, pretty well; yes, sir.
 Q. Do you know of any other person of your name who lives in that ward and election district?—A. No, sir; that is, the first name. There is lots of Ratchfords.
 Q. But nobody with your full name living there that you know of?—A. No, sir.
 Q. If there were would you likely know of it?—A. Yes, sir.
 Q. You are sufficiently well acquainted for that, are you?—A. Yes, sir.
 Q. Where were you on election day—working?—A. Yes, sir.
 Q. Where do you work?—A. Scranton Pump Works.
 Q. Is that where you were working at that time?—A. Yes, sir.
 Q. What time did you go to work in the morning?—A. Seven o'clock.
 Q. Quit in the evening?—A. Half past 5.
 Q. Where did you go from there?—A. Walked around.
 Q. Did you go near the polls at all?—A. No.
 Q. How near the polls did you go that day?—A. Oh, the Green Ridge depot, about 100 yards, I guess.
 Q. You are positive you were not any closer than 100 yards?—A. I don't think as I was.
 Q. Well, how close could you say you were positively, about?—A. Well, I was across the street from where they were.
 Q. You are sure you were not nearer the polls than that?—A. I would not say for sure. Maybe after it was over I came by.
 Q. How near did you get?—A. Well, just across the street.
 Q. At what time of day was that?—A. That was in the night. I couldn't say just what time it was.
 Q. Was it after 7?—A. After 7.
 Q. Are you working in the same place now?—A. Yes, sir.

WARREN W. HINDS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.
 Q. Where?—A. Thirteenth Ward.
 Q. What district?—A. Well, I don't know. It is on Dickson avenue. I don't know so much about it.
 Q. That is where the voting place is?—A. Yes, sir.
 Q. Do you know about the number?—A. I don't know. They have a booth there.
 Q. Do you know the number of the block?—A. I don't. The Green Ridge Market is there, and Slack's is there.
 Q. It is in the Third district, is it?—A. I think it is.
 Q. Where do you live?—A. 623 Delaware street.
 Q. How long have you lived there continuously?—A. About two years. I lived about six months down on Dickson avenue, right near the booth. If I am not mistaken—I forget the number—1622, I think it was. I saw he had it marked here in the summons. I did live on Dickson avenue.
 Q. What is your age?—A. Forty-six.
 Q. Where were you born?—A. In Scranton, I think.
 Q. Born in Pennsylvania, anyway?—A. Yes, sir.
 Q. Tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 The Witness. These taxes is something I don't bother my head about either. My wife attends to them.
 Q. Did you pay that tax yourself?—A. I didn't pay it; no; I guess my wife did.
 Q. Out of your money?—A. Yes, sir.
 Q. She paid it with your authority?—A. Yes, sir.
 (Witness produces tax receipt dated December 10, 1901, showing payment of a county tax for the year 1901 in the Thirteenth Ward of Scranton, signed Sol. Miller, collector.)

At this point the hearing was adjourned to Tuesday morning, February 10, 1903, at 9 o'clock, at the same place.

Now, Tuesday, February 10, 1903, 9 o'clock a. m., the hearing before Commissioner Charles McMeans is resumed at room No. 432, Connell Building, Scranton, Pa., pursuant to adjournment.

Appearances: For contestant, W. L. Hill, esq.; for contestee, William H. Roe, esq.

CHARLES J. ANDREWS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fifteenth Ward.

Q. Where do you live?—A. 707 Hampton street.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived continuously in that place?—A. Since 1894.

Q. How old are you?—A. Thirty-six.

Q. Where were you born?—A. Scranton.

Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces a tax receipt numbered 552, dated October 22, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams, collector.)

Mr. HILL. That is all.

JOHN HIGGINS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Sixth Ward.

Q. What district?—A. Second district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Scranton.

Q. What street and number?—A. Third street; 334.

Q. How long have you lived continuously in the same place?—A. Forty years.

Q. Without moving away?—A. No, sir; never moved anywhere.

Q. How old are you?—A. Going for 70.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization?—A. You want the papers, do you?

Q. Yes, sir.—A. I got a copy of them. I lost the old ones.

Q. Get out your tax receipts while you are about it. Were you in court and sworn when you got this?—A. Yes, sir.

(Witness produces duplicate certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 8th day of September, 1897, showing the naturalization of John Higgins, a native of Ireland, on the 26th day of August, 1867.)

Q. In what year did you come to this country?—A. In 1855.

Q. Are you a property owner, Mr. Higgins?—A. Yes, sir.

Q. Property in your own name?—A. Yes, sir.

Q. Not in your wife's name?—A. No, sir.

Q. Did you pay these taxes yourself?—A. Yes, sir.

(Witness produces tax receipt numbered 520, dated January 13, 1902, showing payment of a county tax for the year, 1901, Sixth Ward, city of Scranton, signed John S. Davies.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That is all.

STEPHEN LAPASINISKY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. No, sir; I didn't vote at all.

Mr. ROE. I object to all the evidence of this witness as being irrelevant and incompetent, from the fact that he didn't vote at the election on the 4th day of November, 1902.

Q. Never voted, eh?—A. No, sir.

Q. You didn't vote that day?—A. No, sir.

Q. Where do you live?—A. 332 Fourth avenue.

Q. How long have you lived there?—A. The last eight years.

Q. What ward is that in?—A. Sixth Ward, Second district?

Q. Are you pretty well acquainted there?—A. Oh, yes.

Q. Is there any other person of the name there?—A. No.

Q. How old are you?—A. About 50.

Q. Where were you born?—A. Hungary.

Q. Is this your certificate of naturalization?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County dated the 4th day of October, 1890, showing the naturalization of Stephen Lapasinisky, a native of Hungary.)

Q. Were you in court and sworn when you got that paper?—A. Yes.

Q. This your tax receipt?—A. Yes, sir.

Q. Pay these taxes yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt No. 529, dated December 27, 1901, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Where were you on election day?—A. I was home.

Q. Didn't work that day?—A. Well, no.

Q. Were you sick?—A. I don't know.

Q. Don't know whether you were sick or not that day?—A. I don't know.

Q. Why didn't you work?—A. I was idle.

Q. Did you go out of the house that day?—A. I go out of the house, but I don't vote.

Q. Where did you go?—A. I was around town. The voting place is on Third avenue.

Q. Do you know the number?—A. No.

Q. When did you see it there?—A. I saw lots of people going to vote there.

Q. When?—A. About evening.

Q. On the 4th day of November, 1902, last election, in the fall?—A. I don't remember.

Q. I thought you saw lots of people going there?—A. I know there was an election, but I don't remember the date.

Q. How do you know where the voting place is?—A. I have voted there a good many times, but I didn't vote last time.

Q. You have voted right along there?—A. I did vote before over there, but I didn't vote last election.

Q. Did you say you know somebody else of your name in that district?—A. No, sir.

Q. Pretty well acquainted there?—A. Yes; I know a fellow whose name is Shilinsky, but not my name.

Q. Where does he live?—A. Somewhere in the Sixth Ward; I don't know.

Q. Is it in the same district?—A. I guess so.

JAMES J. HIGGINS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman on the 4th day of November, 1902, election?—A. I did.

Q. Where?—A. Sixth Ward, second district.

Q. Where do you live?—A. Second district.

Q. What street?—A. Luzerne street.

Q. What number?—A. 420.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived continuously in that same place?—A. Thirty-seven years, a little better.

Q. How old are you?—A. Thirty-seven the 18th of November.

Q. When were you born?—A. 1865.

Q. Where were you born?—A. Sixth Ward.

Q. Right here in Scranton?—A. Yes, sir.

Q. Let me see your tax receipts.

Q. Did you pay these taxes yourself to the collector?—A. No, sir; my sister; I sent her to pay it.

Q. Your money, is it?—A. Yes, sir.

(Witness produces tax receipt numbered 613, dated February 12, 1901, showing payment of a county tax for the year 1900, Sixth Ward, Scranton, signed John S. Davis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No.

BRYAN DUFFY, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Sixth Ward, Second district.

Q. What street and number do you live at?—A. Luzerne, 308.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived continuously in that same place?—A. I lived in the Sixth Ward about thirty-five years.

Q. How long in the same house?—A. I am ten years in it.

Q. How old are you?—A. I can not tell my age.

Q. About 50?—A. Well, you may make it that, I suppose.

Q. Are you better than 50?—A. I can not tell you.

Q. Are you over 40?—A. Indeed I am, and 50.

Q. Where were you born?—A. Ireland.

Q. Is this your certificate of naturalization?—A. That is it.

Q. Were you in court and sworn when you got this?—A. Yes.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Wayne County, the 18th day of September, 1868, showing the naturalization of Bryan Duffy, a native of Ireland. Above is a duplicate. Certified from the records July 28, 1897, signed, George A. Smith, prothonotary. Court seal.)

Q. You got it the time of the last contest, didn't you?—A. Yes, sir; the other ones were wore out.

Q. Did you pay this tax yourself?—A. Yes, sir.

(Witness produces a tax receipt dated October 16, 1901, showing payment of county taxes for the year 1901, Sixth Ward, Scranton, signed, John S. Davies.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS DISKIN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes.

Q. Where?—A. Sixth Ward, Second district.

Q. What street and number do you live at?—A. First street, 338.

Q. Scranton?—A. Yes, sir.

Q. How long have you lived continuously in the same place?—A. About thirty-two years.

Q. How old are you?—A. Sixty-two.

Q. Where were you born?—A. Ireland.

Q. When did you come to this country?—A. I think about thirty-four years ago.

Q. In what year was that?—A. That I could not tell you.

Q. This is your certificate of naturalization, is it?—A. Yes.

(Witness produces a certificate of naturalization issued out of the mayor's court of Scranton, dated the 29th day of September, 1875, showing the naturalization of Thomas Diskin, a native of Ireland.)

Q. This your tax receipt?—A. Yes, sir.

Q. Are you a property owner?—A. Yes, sir.

Q. The deed for the property in your own name?—A. Yes, sir.

Q. Not in your wife's name?—A. No.

(Witness produces tax receipt No. 304, dated November 23, 1901, showing payment of a county tax for the year 1901, in the Sixth Ward, Scranton, signed John S. Davis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. HILL. That is all.

JAMES D. MORAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 314 Fourth avenue.

Q. How long have you lived continuously in the same place?—A. Seven years the 7th day of next month.

Q. How old are you?—A. Fifty-five.

Q. Where were you born?—A. New York.

Q. Let me see your tax receipts. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated March 12, 1901, showing the payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. HILL. That is all.

PETER WALSH, called and sworn.

Direct examination by Mr. HILL:

Q. Is your name Peter A. Walsh?—A. Yes, sir.

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 401 Broadway.

Q. How long have you lived continuously in the same place?—A. About ten years.

Q. How old are you?—A. Forty-three.

Q. Where were you born?—A. Scranton.

Q. Let me see your tax receipts.—A. That is a duplicate of mine. I could not find the other one before election. I had to get a duplicate.

Q. When did you get this?—A. Sixth of December. This one here on the 13th of June. Another I have on the 6th of December, last year, 1902.

Q. Was that this one you got then?—A. I got that the 13th of June last.

Q. You mean a year ago, don't you, 1901?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. ROE. Have you any other receipts with you?

A. No; I have not the other receipt. I thought it was not necessary.

(Witness produces paper, dated Scranton, Pa., June 13, 1901, "Mr. Peter Walsh, duplicate tax receipt;" offered in evidence, with the request that it be preserved with the record.)

DAVID J. DAVIS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1160 Eynon street.

Q. How long have you lived continuously in that same place?—A. Six months.

Q. You have lived there six months?—A. A year and six months.

Q. How old are you?—A. Twenty-five.

Q. Where were you born?—A. Taylor.

Q. Let me see your tax receipts. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay this tax yourself to the collector?—A. Yes.

(Witness produces tax receipt dated September 11, 1901, showing the payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams.)

JOHN G. BROWN, called and sworn.

Direct examination by Mr. HILL:

Q. Mr. Brown, did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. What district?—A. First.

Q. In Scranton?—A. Certainly.

Q. Where do you live?—A. Eynon street.

- Q. What number?—A. 1215.
 Q. How long have you lived continuously in that same place?—A. Not living there very long; about eighteen months.
 Q. When did you move there?—A. Eighteen months ago.
 Q. Where did you live before that?—A. Lived in the First Ward, First district.
 Q. How old are you?—A. Fifty-four the 28th of this month.
 Q. Where were you born?—A. Wales.
 Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this paper?—A. Yes, sir.
 Q. In what year did you come to this country?—A. I am here now about twenty-five years, something like that; I don't know sure.
 (Witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 3d day of October, 1882, showing the naturalization of John Brown, a native of Wales.)
 Q. Did you mark your own ballot at that election?—A. Yes.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. Did you pay these taxes yourself to the collector?—A. Yes.
 (Witness produces tax receipt numbered 657, dated November 20, 1901, showing payment of a county tax for the year 1901, in the First Ward of Scranton, signed John McDonnell.)
 Mr. HILL. That is all.

WILLIAM J. DAVIS, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. First district, Fifteenth Ward.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. I live on 917 Eynon street.
 Q. How long have you lived continuously in the same place?—A. That street, about nine years.
 Q. In that election district?—A. I don't know whether they changed the district or not, but I live there in the ward nine years.
 Q. How old are you?—A. I was 41 the 4th of this month.
 Q. Where were you born?—A. Wales.
 Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this?—A. Yes, sir.
 Q. What year did you come to this country?—A. About 16 years—when I was 16 years of age.
 Q. How long have you been here?—A. Twenty-one years last August.
 (Witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County, 30th day of September, 1884, showing the naturalization of William J. Davis, a native of Wales.)
 Q. Tax receipts? Did you pay this tax yourself to the collector?—A. My wife paid it.
 Q. Out of your money?—A. Yes, sir.
 (Witness produces tax receipt dated September 30, 1901, showing the payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams.)
 Q. Did you mark your own ballot at that election?—A. Yes.
 Q. Anybody in the booth with you at the time?—A. Not right in the booth; there was people outside.
 Q. Inside the little stall?—A. No, sir.

JAMES J. TYRELL, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second district.
 Q. What ward?—A. Sixth Ward.
 Q. Where do you live?—A. 325 Second street.
 Q. How long have you lived continuously in that same place?—A. About thirty years.
 Q. Without going away?—A. I never moved away.
 Q. How old are you?—A. Thirty-seven.
 Q. Where were you born?—A. Carbondale.

Q. In Pennsylvania?—A. Yes, sir.

Q. Your tax receipts, please. Did you mark your own ballot at that election?—
A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No.

Q. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt numbered 314, dated November 23, 1901, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

PATRICK CUMINGS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Sixth Ward, Second district.

Q. Scranton?—A. Yes, sir.

Q. Where do you live?—A. 307 Fifth avenue.

Q. How long have you been living right in the same place?—A. Since 1869.

Q. How old are you?—A. About 62 or 63; something like that.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization.—A. That I could not find when I left the house. Of course, if you would want to find it you could find it in the house.

Mr. HILL. We ask that the words of the witness be stricken out as not responsive to any question asked.

Q. Let me see your tax receipts—are you a property owner?—A. Yes, sir.

Q. Is the deed for the property in your own name?—A. Yes, sir.

Q. Not in your wife's?—A. No, sir.

(Witness produces tax receipt numbered 623, dated January 14, 1902, showing payment of a county tax for the year 1901 in the Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes; I marked it myself.

Q. Didn't anybody mark it for you?—A. No, sir.

Q. Anybody in the booth with you at the time?—A. Not a one.

Q. In there all alone?—A. Yes, sir.

Cross-examination by Mr. ROE:

Q. When were you naturalized?

Mr. HILL. Question objected to as not cross-examination and for the further reason that the best and only proof or evidence of naturalization is the production of the certificate itself.

A. About the year Scranton came to be a city. About a year after that.

Q. How long have you voted in that district?

Mr. HILL. Question objected to as immaterial and irrelevant and as not cross-examination, and we ask that the answer to this question and the previous question be stricken out.

A. Since 1869.

Mr. ROE. That is all.

PATRICK LEONARD, called and sworn.

Direct examination:

Q. Where do you live, Mr. Leonard?—A. 314 Luzerne street and Fourth avenue.

Q. Is that on the corner of Fourth avenue?—A. That is on the corner.

Q. How long have you lived right in the same house?—A. I lived over three years in that house now.

Q. Without moving away?—A. Without moving away.

Q. How old are you?—A. About 36 years of age.

Q. Where were you born?—A. Born in Ireland.

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes.

Q. Where do you vote?—A. In the Sixth Ward.

Q. In what district?—A. First; the district I am called for.

Q. Are you sure it is the First?—A. Ain't that the one I am called up on? No; it is in the Second district I voted.

Q. How do you know it is the Second district?—A. I know there is three districts in the ward.

Q. You are sure you voted in the Second?—A. Yes, sir.

Q. Where is the voting place?—A. The voting place is on Third street.

Q. That where you voted?—A. Yes, sir.

Q. In what block on Third street?—A. In a man named Lynch's.

Q. Let me see your certificate of naturalization?—A. Yes.

Q. Were you in court and sworn when you got this paper?—A. Yes.

Q. In what year did you come to this country?—A. In 1884.

Q. Where did you land?—A. In New York.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 7th day of October, 1893, showing the naturalization of Patrick Leonard, a native of Ireland.)

Q. Let me see your tax receipts. A. Yes, sir.

(Witness produces tax receipt numbered 87, dated November 19, 1902, showing the payment of a county tax for the year 1901 in the Sixth Ward of Scranton, signed T. M. Morgan, collector.

Witness produces another tax receipt dated February 10, 1903, showing the payment of a county tax for the year 1902 in the Sixth Ward of Scranton, signed Thomas M. Morgan.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. When did you pay your 1900 tax?—A. That is a question I can not answer you now—that is a question I can not answer. I didn't keep the tax receipts.

Q. You can not remember when you paid your 1900 tax?—A. I can not remember.

Cross-examination by Mr. Roe:

Q. Will you look at that receipt and tell me if you remember the exact date when you paid that?—A. Yes, sir.

Q. When was it? Was it 1902, or 1901?—A. This was paid for 1901.

Q. When?—A. It was paid for 1901.

Q. When?—A. It was paid last fall; and the other one was paid for 1902.

Q. When did you pay your State and county taxes previous to that?

Mr. HILL. Question objected to, witness having already testified he didn't know when he paid his taxes for 1900.

A. Well, I could not find the receipt.

Q. You don't remember when you paid for State and county previous to that?—A. No, sir. I got several taxes home, but I could not find just the right one to fetch with me when I came.

THOMAS CUMMINGS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. Where do you live?—A. 307 Fifth street.

Q. How long have you lived continuously in the same place?—A. Thirty years.

Q. Where were you born?—A. 307 Fifth street.

Q. How old are you?—A. Thirty.

Q. Let me see your tax receipts. Did you pay this tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt numbered 524, dated January 24, 1902, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Q. Did you mark any other people's ballots that day?—A. No, sir; just my own.

Mr. HILL. That is all.

ANTHONY NOLAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Sixth Ward, Second district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 329 Fourth street—Fourth avenue.

Q. How long have you lived continuously in that place?—A. Well, about twenty-five years.

Q. Without going away?—A. No; I have not been away.

- Q. How old are you?—A. About 40.
 Q. Where were you born?—A. Schuylkill County, Pennsylvania.
 Q. Let me see your tax receipts. When did you get this paper?—A. I paid a little while before election, I think.
 Q. I asked you when you got this paper?—A. You can see it there, can't you?
 Q. I ask you when you got the paper? I am not asking you what the date is on the paper.—A. Well, it was just awhile before election I got it.
 Q. Before this last election?—A. Yes, sir.
 Q. How long before?—A. I can not tell you; it was not very long, I think.
 Q. Who gave it to you?—A. The tax collector, Morgan.
 Q. T. M. Morgan?—A. Yes, sir.
 Q. Did you see him fill it out—this receipt—at the time?—A. Yes, sir; I was there when he did it.
 Q. You saw him do it, did you? Did you see him put the date on?—A. Yes, sir. (Witness produces tax receipt numbered 14, dated December 13, 1901, showing payment of a county tax for the year 1901, in the Sixth Ward of Scranton, signed T. M. Morgan.)
 Q. Are you a property owner?—A. Yes, sir.
 Q. Is the property in your own name?—A. Yes, sir.
 Q. Not in your wife's name?—A. No.
 Mr. HILL. We offer this receipt in evidence and ask that it be preserved with the records.
 Q. Did you mark your own ballot at that election?—A. Yes.
 Q. Anybody in the booth with you at the time?—A. No, sir.

WILLIAM ABRAHAM, called and sworn.

Direct examination by Mr. HILL:

- Q. What is your name?—A. William Abraham.
 Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Fifteenth Ward.
 Q. What district?—A. First.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. South Main avenue.
 Q. What number?—A. 606½.
 Q. How long have you continuously lived at that same place?—A. About twelve years—ten or twelve years.
 Q. How old are you?—A. Sixty-two.
 Q. Where were you born?—A. Wales.
 Q. Let me see your certificate of naturalization. Were you in court and sworn when you got that paper?—A. This morning; yes, sir.
 Q. Were you in court and sworn when you got that paper?—A. Yes, sir.
 Q. Who was the judge on the bench?—A. Archbald, I believe it was.
 Q. What year did you come to this country?—A. I am in the country 22 years.
 (Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated 27th day of September, 1890, showing the naturalization of William Abraham, a native of Wales.)
 Q. This your tax receipt?—A. Yes, sir.
 Q. Pay this tax yourself to the collector?—A. My girl did pay them all.
 Q. Out of your money?—A. Yes, sir.
 (Witness produces tax receipt dated September 11, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, stamped John W. Williams.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

MARTIN RYDER, called and sworn.

Direct examination by Mr. HILL:

- Q. What is your name?—A. Martin Ryder.
 Q. Did you vote for the office of Congressman at the election held 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Second district, Sixth Ward.
 Q. Where do you live?—A. 406 Luzerne street.
 Q. How long have you lived continuously in the same place?—A. Thirty-five years.
 Q. How old are you?—A. Forty-three.
 Q. Where were you born?—A. Scranton.
 Q. Right here?—A. Yes, sir.

Q. Did you pay these taxes yourself to the collector?—A. Yes.

(Witness produces tax receipt numbered 525, dated December 26, 1901, showing payment of a county tax for the year 1901, in the Sixth Ward, Scranton, signed John S. Davies.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth at the time?—A. No.

MICHAEL MORAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Sixth Ward.

Q. What district?—A. Second.

Q. Where do you live?—A. 115 Broadway.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived continuously in the same place?—A. About four years.

Q. When did you move there; in what year?—A. 1889.

Q. You mean 1899?—A. Yes, sir.

Q. How old are you?—A. Going on 40.

Q. Where were you born?—A. Honesdale.

Q. Let me see your tax receipt.—A. I could not find them; they were mislaid or something.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

PATRICK McLANE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. Scranton?—A. Yes, sir.

Q. Where do you live?—A. Second district, Sixth Ward, 333 Fifth avenue.

Q. How long have you lived continuously in that same place?—A. Seventeen years.

Q. Without going away?—A. I was up to Honesdale about nine months.

Q. When did you come back?—A. A year this May coming.

Q. How old are you?—A. Twenty-seven.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization. This is your paper, is it?—A. Yes, sir.

Q. In court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 21st day of September, 1896, showing the naturalization of Patrick McLane, a native of Ireland.)

Q. Let me see your tax receipt.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

(Witness produces tax receipt numbered 78, dated October 5, 1901, showing payment of a county tax for the year 1901 in the Sixth Ward, Scranton, signed John S. Davis, collector.)

PETER D. DOUGHERTY, called and sworn.

Direct examination by Mr. HILL:

Q. Where do you live?—A. What the hell do you want, me to keep my hand up all day? In a house, and I will give you my history.

Q. Where do you live?—A. I live in 308 Luzerne street.

By Mr. ROE:

Q. Did you get a subpoena, Mr. Dougherty?—A. I did. The subpoena is in the house.

Q. You haven't it with you?—A. No.

By Mr. HILL:

Q. You say you live at 308 Luzerne street?—A. Isn't that Luzerne street, that corner of Luzerne and Third, in the end of the block; isn't that all right.

Q. Is that in Scranton?—A. Well, I believe it is.

Q. Do you know whether it is or not?—A. I am sure it is.

Q. How long have you lived right there in that same place?—A. I lived eleven years in the one house, and I am going on the fourth in another house. This is the one I am in now.

Q. How long in this house where you are living now?—A. I tell you I am going on the fourth year.

Q. How old are you?—A. God knows; I can't tell, because I am to see 64 or 70.

Q. Where were you born?—A. I was born in Ireland and I am not ashamed of it, but I didn't give my age, all the same.

Q. What is your age?—A. I think my age is 52.

Q. You are pretty sure about that, are you?—A. I am sir. My age is 52. You put 75 down there, and I am not of that age. I will catch you.

Q. Did you vote last fall at the election?—A. I did.

Q. Did you vote for the office of Congressman?—A. I did.

Q. Do you mind telling who it was you voted for?—A. I don't have to tell you. I never got a cigar or a drink for a vote. My name is P. Dougherty, in spite of your teeth.

Q. You voted at that fall election?—A. I did, sir, and I am not ashamed of that, either. I am coming out myself for school controller now.

Q. Did you vote for the office of Congressman?—A. I did, but I never voted for Connell.

Q. Let me see your certificate of naturalization.—A. Go to pot.

Q. Is that all you are going to say. I asked for your certificate of naturalization. Do you have a certificate of naturalization?—A. I have, sir.

Q. Do you have it with you?—A. I had it. I haven't it here.

Mr. HILL. We ask that the words of the witness be stricken out as not responsive to the question.

Q. Let me see your tax receipts?—A. I haven't the tax receipts with me.

Q. Did you mark your own ballot at that election?—A. I did, like a gentleman.

Q. Anybody in the booth with you at the time?—A. No; only myself.

JOHN LEONARD, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 314 Luzerne street.

Q. How long have you lived continuously in that same place?—A. About sixteen years.

Q. Without moving away?—A. No, sir.

Q. How old are you?—A. About 34.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization, please.—A. The papers?

Q. Yes, sir. Were you in court and sworn when you got this?—A. Yes.

Q. In what year did you come to this country?—A. I must be about 13, I think, or so. I could not tell you rightly.

Q. How old were you?—A. I was, maybe, 16.

Q. What year was it you came in?—A. I couldn't tell it.

Q. Let me see your certificate of naturalization.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 3d day of October, 1891, showing the naturalization of John Leonard, a native of Ireland.)

Q. Let me see your tax receipts.

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No; never.

Q. When did you pay that tax?—A. I paid them when they were called for.

Q. You paid these taxes yourself, did you?—A. Yes, sir.

(Witness produces tax receipt, numbered 650, dated March 8, 1901, showing payment of a county tax for the year 1900, Sixth Ward, Scranton, signed John S. Davis.)

The WITNESS. That is the man.

Mr. HILL. That is all.

BENJAMIN J. DAVIS, called and sworn.

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 1147 Eynon street.

Q. How long have you lived continuously in that same place?—A. About ten years.

Q. How old are you?—A. Forty-four.

Q. Where were you born?—A. Wales.

Q. Let me see your certificate of naturalization.—A. Haven't got it.

Q. Let me see your tax receipts. Pay that tax yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt dated September 10, 1901, showing payment of a county tax for the year 1901 in the Fifteenth Ward of Scranton, signed John W. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No.

Cross-examination by Mr. Roe:

Q. Mr. Davis, how old were you when you came to this country?—A. 1887.

PETER COGGINS, called and sworn.

Direct examination by M. HILL:

Q. Did you vote for the office of Congressman on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 804 Eynon street.

Q. How long have you lived continuously in the same place?—A. I was born there—23 years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-three.

Q. Where were you born?—A. 804 Eynon street.

Q. Right where you live now?—A. Yes, sir.

Q. Tax receipts?—A. I got them for 1902.

Q. This is the only tax you ever paid, isn't it?—A. No; I paid 1901, but I lost them.

Q. When were you 23?—A. December 18.

Q. Last?—A. Yes, sir.

Q. Who was it you paid your 1902 tax to?—A. John H. Williams.

Q. Where was it you paid it?—A. He lives on Eynon street, Fifteenth Ward.

Q. Where did you pay it?—A. At his own home.

Q. Pay it to him personally?—A. Yes, sir.

Q. What time was it you paid it?—A. I could not tell you what time it was.

(Witness produces tax receipt dated December 8, 1902, showing the payment of a county tax for the year 1902 in the Fifteenth Ward, Scranton, signed Luther Lewis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

EVANS ABRAHAM, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. Where do you live?—A. 606½ South Main avenue.

Q. In Scranton?—A. Yes, sir.

Q. How long have you lived continuously in the same place?—A. Twelve years or more.

Q. Without going away?—A. I was away several times.

Q. How long did you stay?—A. A month or so.

Q. That is the longest you have been away, is it?—A. Yes.

Q. How old are you?—A. Twenty-two last 25th of October.

Q. In what year were you born?—A. 1880.

Q. How do you know your age?—A. Taking it from as far back as I can remember.

Q. That is what your parents have told you?—A. Yes, sir.

Q. You are sure about your age?—A. Yes, sir.

Q. Where were you born?—A. Clearfield County, Pa.

Q. Let me see your tax receipts. When did you get this paper?—A. It was before the 29th of September.

Q. How long before?—A. Two days, I guess.

Q. Where did you get it?—A. Sent to the house.

Q. Did you pay the tax yourself?—A. Yes, sir.

Q. When was it you paid it?—A. On the 29th of September.

Q. On the 29th of September?—A. Yes, sir.

Q. How do you know that is the date?—A. How do I know?

Q. Yes, sir.—A. It is on there. I can't remember.

Q. Did you see the collector sign his name to that?—A. I didn't exactly see him signing it, but he was at the desk when I was in the room.

Q. You were there when he did sign it?—A. Yes, sir.

(Witness produces notice dated September 29, 1902, to Mr. Evan Abraham, showing his county tax for the year 1902 is due, and payment demanded. Received payment. Signed Luther Lewis, collector.)

Mr. HILL. We offer this paper in evidence.

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. Abrahams, you paid that yourself?—A. Yes, sir.

PETER McDONOUGH, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. In the Second district, Sixth Ward.

Q. Where do you live?—A. Sixth Ward.

Q. How long have you been living in that same place?—A. Well, about six years.

Q. How old are you?—A. About 63.

Q. Where were you born?—A. Born in Ireland.

Q. Do you have a certificate of naturalization with you?—A. No; I have none.

Q. Haven't any?—A. No.

Q. Do you have any tax receipt?—A. There is some in the house, I believe. I don't know what that is.

Q. This is all you brought with you?—A. Yes, sir.

(Witness produces tax receipt dated December 18, 1902, showing payment of a poor tax for the year 1902 in the Sixth Ward of Scranton, stamped H. G. Dale.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. There was somebody in; I don't know.

Q. Who was it?—A. I don't know.

Q. What time of the day did you vote?—A. It was in the night.

Q. What time?—A. I could not exactly swear to that. Some time between 7 or 8 or 9. Some time around there. It was dark anyhow. I can not tell you. I won't swear to that.

Q. Did you mean when you said somebody was in the booth that he was in the little stall where it is curtained?—A. There was somebody by the partition there.

Q. Anybody in the same little stall with you?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Where is your naturalization paper?—A. I haven't it, I tell you.

Q. Did you ever have any?—A. No.

MICHAEL J. CRONIN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Hampton street.

Q. What is your number?—A. 532.

Q. How long have you lived continuously in that same place?—A. Going on three years.

Q. Where did you live before that?—A. I lived on Hampton street.

Q. How old are you?—A. Thirty-five.

Q. Where were you born?—A. Ireland.

Q. Let me see your naturalization paper. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. In 1886.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 23d day of June, 1897, showing the naturalization of Michael J. Cronin, a native of Ireland.)

Q. Did you pay these taxes yourself to the collector?—A. No; my wife paid it.

Q. Out of your money?—A. Of course.

(Witness produces tax receipt dated September 20, 1901, showing payment of a county tax for the year 1901, Fifth Ward, Scranton, stamped John W. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. Not one there; all alone.

JOHN J. CUMMINGS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward.

Q. What district?—A. First district.

Q. In Scranton?—A. Scranton.

Q. Where do you live?—A. 807 Hampton street.

Q. How long have you lived continuously in the same place?—A. Well, about thirty-two years.

Q. How old are you?—A. Sixty-four.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization, please. Were you in court and sworn when you got this paper?—A. Yes.

Q. In what year did you come to this country?—A. 1860.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 28th day of September, 1866, showing the naturalization of John Cummings, a native of Ireland.)

Q. Are these all the receipts you have here?—A. That is all I got here; I could bring 500 of them if I had them along.

Q. You paid this tax?—A. I paid it.

Q. When did you pay it?—A. When? I paid it this week.

Q. That is, the tax was paid this week, is it?—A. That Lewis tax; yes, sir.

(Witness produces tax receipt dated April 16, 1902, showing payment of tax, signed John J. Lewis, the character of the tax not being indicated.)

Q. How much was it you paid to Lewis the other day?—A. \$3.64.

Q. \$3.64, was that what you paid to him?—A. Yes, sir.

Q. You paid the \$2 last April, didn't you?—A. Yes, sir; it was all paid this time.

Q. You just paid the balance the other day?—A. Yes, sir; I was waiting for him to come to collect it, and he never came.

Q. That was your 1900 tax, was it?—A. Yes, sir.

(Witness produces tax receipt numbered 558, dated February 9, 1903, showing payment of a county tax for the year 1901, in the Fifteenth Ward, Scranton, signed John W. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. Nobody; I required nobody.

WILLIAM DOLPHIN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Eynon street.

Q. What number?—A. 806.

Q. How long have you lived continuously in the same place?—A. Seventeen years.

Q. Without moving away?—A. Yes, sir.

Q. How old are you?—A. Going for 40.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. In what year did you come to this country?—A. I didn't keep no date for it.

Q. How old were you?—A. Between 17 and 18 years.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 6th day of October, 1888, showing the naturalization of William Dolphin, a native of Ireland.)

Q. Let me see your tax receipts, please. Did you pay these taxes yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt, dated October 8, 1901, showing payment of a county tax for the year 1901, in the Fifteenth Ward, Scranton, signed John W. Williams.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. HILL. That is all.

WILLIAM EVANS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district, Scranton.

Q. Where do you live?—A. 1132 Eynon street.

Q. How long have you lived in that same place?—A. About five years.

Q. Without moving away?—A. No, sir.

Q. How old are you?—A. Twenty-five.

Q. Where were you born?—Bradford County, Pa.

Q. Let me see your tax receipts. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay these taxes yourself to the collector?—A. I sent it there with a little boy to the house.

Q. Your money?—A. Yes, sir.

(Witness produces tax receipt, dated September 10, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, signed John W. Williams.)

JOSEPH F. DURY (DRURY), called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. Scranton?—A. Yes, sir.

Q. Where do you live?—A. 320 Second street—Second avenue.

Q. How long have you lived continuously in the same place?—A. Forty-one years.

Q. Without moving away?—A. Forty-two years the 22d day of this month, with the exception of about six months.

Q. When was that?—A. In 1883.

Q. Have not been away since then?—A. No, sir.

Q. How old are you now?—A. Forty-one, the 22d day of this month.

Q. Where were you born?—A. Where I now live.

Q. Let me see your tax receipts. Do you own the property where you live now?—A. Yes, sir.

(Witness produces tax receipt, dated November 23, 1901, numbered 301, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. HILL. That is all.

JOHN D. DAVIS called and sworn.

Direct examination, by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Fifteenth Ward, First district, 1223 Eynon street.

Q. How long have you lived continuously in the same place?—A. About four years there.

Q. How old are you?—A. Forty-eight.

Q. Where were you born?—A. In Dowlais, Wales.

Q. What year did you come to this country?—A. I think it was 1866.

Q. Been here ever since?—A. Here ever since.

Q. In court and sworn when you got this paper?—A. Yes, sir.

(Witness produces a certificate of naturalization issued out of the court of quarter sessions of Luzerne County, dated the 2d day of October, 1880, showing the naturalization of John D. Davis, a native of Wales.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you pay that tax to the collector yourself?—A. Yes.

(Witness produces tax receipt, dated September 2, 1901, showing payment of a county tax for the year 1901, in the Fifteenth Ward, Scranton, signed John W. Williams.)

Mr. HILL. That is all.

CHARLES ORAM, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. In the Sixth Ward.

Q. In what district?—A. Second.

Q. Where is the voting place?—A. Third street.

Q. Where do you live?—A. On First street.

Q. What number?—A. 329.

Q. How long have you lived continuously at the same number?—A. About eleven or twelve years.

Q. How old are you?—A. Forty.

Q. Where were you born?—A. Austria.

Q. In what year did you come to this country?—A. 1864.

Q. How old were you?—A. About 20.

Q. And you came here in 1864?—A. Yes, sir. I was only 20 years of age that time.

Q. If you were 20 then, how old would you be now—you would be 59, wouldn't you?—A. Fifty-nine; no.

Q. In what year was it you came to this country?—A. I come in in October.

Q. In what year?—A. 1864, if I ain't mistaken.

Q. How many years ago was that?—A. I am here twenty years now.

Q. That is your paper, is it?—A. Yes, sir.

Q. In court and sworn when you got it?—A. No; I got it here.

Q. Where?—A. In this court-house here.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

Q. Did you swear?—A. Yes, sir.

Q. Who was on the bench?—A. I could not remember that.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 4th day of October, 1890, showing the naturalization of Charles Oram, a native of Austria.)

Q. Your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Marked it all by yourself, did you?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No; there was nobody there.

Q. Anybody in the little place where you vote?—A. No; there was nobody there.

Q. Didn't anybody see how you marked your ballot?—A. No.

Q. Did you pay this tax yourself to the collector?—A. I did.

(Witness produces tax receipt dated January 3, 1903, showing payment of a county tax for the year 1902, in the Sixth Ward, Scranton, signed T. M. Morgan.)

Witness produces another tax receipt, numbered 580, dated January 1, 1902, showing payment of a county tax for the year 1901, in the Sixth Ward of Scranton, signed John S. Davis.)

By Mr. ROE:

Q. Do you remember when you paid your tax?—A. Yes, sir.

JOHN S. WALSH, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Before I answer any questions I want to know who brought me here.

Q. Are you going to answer the questions?—A. Yes, if I know who brought me here.

Q. What do you want to know? Look at the subpoena. A. Yes; it must be William Connell, then.

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes.

Q. Where did you vote?—A. Sixth Ward, Second district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 406 Luzerne.

Q. How long have you lived continuously in that same place?—A. In the same house or the street, you mean?

Q. Same house.—A. Three year.

Q. How old are you?—A. Forty-one.

Q. Where were you born?—A. Ireland.

Q. Let me see your certificate of naturalization, please.—A. I think I have it. I ain't sure.

Q. Were you in the court-house and sworn when you got this paper?—A. I guess so.

Q. Were you?—A. I think I was.

Q. Don't you remember?—A. No; it was quite a while since. I have a bad memory.

Q. Can not you remember back ten years?—A. I don't believe I could. I remember getting those papers.

Q. Where did you get these?—A. Court-house.

Q. You do remember doing that? Were you sworn?—A. I don't believe they would give them to me if I was not sworn at the time.

Q. You don't remember you were sworn?—A. They wouldn't give them to me only I was sworn.

Q. You were sworn, then, were you, when you got this paper?—A. Well, I would not get that only I was sworn, would I?

Q. Were you sworn, or wern't you?—A. I came here to show my papers.

Q. How did you get them?—A. I didn't steal them, I am sure.

Q. I didn't ask you if you stole them. I asked you if you were sworn when you got that paper.—A. Was I sworn?

Q. Were you sworn when you got this paper?—A. Certainly I was sworn.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 5th day of October, 1893, showing the naturalization of John S. Walsh, a native of Ireland.)

Q. Let me see your tax receipts, please.—A. Haven't got none.

Q. It wouldn't make any difference to you how you answered these questions, whether Mr. Connell subpoenaed you here or Mr. Howell?—A. It would, because I voted for Connell. That is the reason I have not my tax receipts.

Q. That is the reason, because you voted for Connell?—A. Yes, sir. I could not find none.

Cross-examination by Mr. ROE:

Q. Mr. Walsh, have you paid any taxes within the two years preceding November 4, 1902?

Mr. HILL. Question objected to as not cross-examination.

A. Yes; I have. I couldn't swear I have paid for 1891, but all the other taxes I have paid for 1890.

ROBERT J. EVANS, called and sworn.

Direct examination by Mr. HILL:

Q. Mr. Evans, did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. No, sir.

Mr. ROE. I object to the evidence of the witness, Robert J. Evans, for the reason that he states he didn't vote for the office of Congressman at the election held November 4, 1902, as being irrelevant, incompetent, and immaterial.

Q. Where do you live?—A. In Patagonia, Fifteenth Ward, First district, South Main avenue, 602.

Q. How long have you lived in the same place?—A. Twenty-five years; going on twenty-six.

Q. Where were you born?—A. Patagonia.

Q. Same place?—A. Yes, sir; four doors above. Born in 1877.

Q. Are you pretty well acquainted down there?—A. I certainly am.

Q. Do you know pretty nearly everybody in the district?—A. Yes, sir.

- Q. Anybody else of your name there?—A. There certainly is.
 Q. Any other Robert J. Evans?—A. Not as that name. There are lots of Evansee, but not the same as mine.
 Q. No other Robert J.?—A. No, sir.
 Q. Where were you on election day?—A. Working.
 Q. Where were you working?—A. Let me see, now. Over near the Pine that day.
 Q. That the name of a shaft?—A. Yes, sir.
 Q. That where you work now?—A. Hampton.
 Q. What time did you go to work that day?—A. Seven o'clock in the morning.
 Q. What time did you quit at night?—A. Half past 5.
 Q. Did you go directly home from the mines?—A. Yes, sir; and went back to work again.
 Q. At night?—A. Yes, sir.
 Q. What time?—A. Eight o'clock.
 Q. Were you near the polls at all?—A. No, sir.
 Mr. HILL. That is all.

OWEN HAGEN, called and sworn.

Direct examination by Mr. HILL:

- Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.
 Q. Where?—A. Sixth Ward, Second district.
 Q. In Scranton?—A. Yes, sir.
 Q. Where do you live?—A. 314 Luzerne street, corner Fourth and Luzerne.
 Q. How long have you lived continuously in that same place?—A. Living there eleven years, I guess.
 Q. Without moving away?—A. Without moving away; yes, sir.
 Q. How old are you?—A. About 36 or 37. I ain't correct sure of my age.
 Q. Where were you born?—A. Ireland.
 Q. Let me see your certificate of naturalization, please. This is your paper is it?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. Yes, sir.
 Q. In what year did you get this?—A. I ain't sure of the year.
 Q. How long ago?—A. Going on sixteen or seventeen years.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 7th day of October, 1893, showing the naturalization of Owen Hagen, a native of Ireland.)
 Q. Let me see your tax receipts. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you at the time?—A. No, sir.
 Q. Did you pay these taxes yourself to the collector?—A. I made the woman pay one tax and I paid the other—the woman, I guess.
 Q. Was that paid out of your money?—A. Yes, sir.
 (Witness produces tax receipt numbered 78, dated October 2, 1901, showing the payment of a county tax for the year 1901 in the Sixth Ward of Scranton, signed T. M. Morgan.)

JOHN FRIEDMAN, called and sworn.

Direct examination by Mr. HILL:

- Q. Where do you live?—A. Sixth Ward, Second district.
 Q. On what street?—A. 328 First street.
 Q. How long have you lived continuously in the same place?—A. About four years.
 Q. How old are you?—A. Twenty-one.
 Q. When were you 21?—A. Last September.
 Q. What date?—A. Fourteenth.
 Q. In what year were you born?—A. 1882.
 Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.
 Q. How do you know that is your age?—A. My parents tell me so.
 Q. When did they tell you that?—A. They often told me so.
 Q. Any record kept at home?—A. Think so. I am not positive.
 Q. That is what they have always told you?—A. Yes, sir.
 Q. What did you do when you went to vote that day? Tell me everything that happened.—A. They swore my vote in and I voted.
 Q. How were you sworn in?—A. What do you want me to tell you?

Q. Just tell everything that happened.—A. I went there, and they found my name registered all right, and I voted on age, and they swore me in.

Q. How did they swear you in?—A. They gave me an oath. I could not repeat it exactly.

Q. Who swore you in?—A. A gentleman named Walsh.

Q. Know his first name?—A. No; I don't know his first name.

Q. What was he doing at the election?—A. He was there at the time I was there.

Q. Did he go with you?—A. No, sir.

Q. He was there when you reached there?—A. Yes, sir.

Q. Do you know what he was doing there?—A. No, sir.

Q. Did he administer the oath to you?—A. Yes, sir.

Q. How was this oath administered? Did you hold up your hand?—A. Yes, sir.

Q. And then what did you do?—A. I repeated everything they wanted me to, and I was given a ballot, and I went in and marked it.

Q. Is that all that occurred?—A. Yes, sir.

Q. Didn't you sign your name to any papers?—A. No, sir.

Q. Sure about that?—A. Yes, sir.

Q. Who gave you your ballot?—A. The judge of election, I believe.

Q. Was he the one swore you in?—A. No, sir.

Q. You took your ballot then and went into the booth, did you?—A. Yes, sir.

Q. Anybody go in with you?—A. No, sir.

Q. Did you mark your ballot yourself?—A. Yes, sir.

Cross-examination by Mr. ROE:

Q. Were you mistaken when you say you didn't sign your name to an affidavit?—A. Why, I didn't sign nothing.

Q. Sure about it?—A. Yes, sir.

MICHAEL BURKE, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district?

Q. Scranton?—A. Yes, sir.

Q. Where do you live?—A. 703 Hampton street.

Q. How long have you lived continuously in that same place?—A. Four years.

Q. Without going away?—A. Yes, sir.

Q. How old are you?—A. Twenty-seven.

Q. Where were you born?—A. Scranton.

Q. Let me see your tax receipts, please. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Q. Did you pay these taxes to the collector personally?—A. Yes, sir.

(Witness produces tax receipt dated September 28, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, stamped John W. Williams.)

Mr. ROE. That is all.

MICHAEL REAGAN, called and sworn.

Direct examination, by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Second district, Sixth Ward.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. 325 Fifth street.

Q. How long have you lived continuously in that same place?—A. Four years.

Q. How old are you?—A. Thirty-seven 10th next June.

Q. Where were you born?—A. Scranton, Sixth Ward.

Q. Let me see your tax receipts, please. Did you pay taxes yourself to the collector?—A. Yes, sir.

(Witness produces tax receipt numbered 668, dated January 31, 1902, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

At this point the hearing is adjourned, to meet at 2 o'clock same day and place.

Now, 2 o'clock p. m., February 10, 1903, the hearing before Commissioner Charles McMeans is resumed, at room 432 Connell Building, Scranton, Pa., pursuant to adjournment.

Appearances: For the contestant, W. L. Hill, esq.; for the contestee, Clarence Ballentine, esq., William H. Roe, esq.

MICHAEL JORDAN, called and sworn.

Direct examination by Mr. HILL:

Mr. BALLENTINE. We object to the witness being examined, for the reason that we have not had notice that he would be called.

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. I did.

Q. Where did you vote, Mr. Jordan?—A. I voted right at Cosgrove's place, there; that lot.

Q. That is in Scranton?—A. In Hyde Park, Fourteenth Ward.

Q. And in the Second district?—A. I could not tell you that.

Q. It is in the First district, is it?—A. It must be.

Q. The voting place is on Lafayette street, is it?—A. Yes; not Lafayette. Cosgroves don't live on Lafayette—Cosgroves; the name of the street is Price street.

Q. You voted at Cosgroves's, in the rear, did you?—A. I did.

Q. Where did you live?—A. On Lafayette.

Q. What number?—A. There is no number to it. I live to the rear.

Q. What is the number in front of you, if you know?—A. Indeed, I did know, but I don't.

Q. In what block is it?—A. It belongs to Swallow and his wife.

Q. Between what cross streets?—A. I am back in the rear.

Q. What is the nearest corner to you?—A. The nearest corner to me is Jones's, the two Joneses and another—Chestnut street. I am four buildings from the corner of Chestnut.

Q. How long have you lived in the same place?—A. I could not tell you. I am a long time there. I am over twelve or thirteen years.

Q. How old are you?—A. I am an old man.

Q. Well, how old?—A. I am going on 78.

Q. Where were you born?—A. Ireland. I lived in Ireland until I got to be about 23; then I came over to America then, and I am in America ever since.

Q. This is your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got that?—A. Yes, sir. I was a farmer for about fifteen years in Bradford County, between Bradford and Sullivan.

(Witness produces duplicate certificate of naturalization, dated the 5th day of May, 1899, showing the naturalization of Michael Jordan, a native of Ireland, on the 8th day of October, 1868, issued out of the court of common pleas of Luzerne County.)

Q. This is your tax receipt, is it?—A. Yes, sir.

Q. You paid this yourself to the collector?—A. I paid it.

Q. When did you pay it, Mr. Jordan?—A. Ain't it there under you? There is a date there.

Q. When did you pay the tax?—A. I have no date; the date, it is there.

(Witness produces tax receipt numbered 458, dated October 2, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward of Scranton, signed Eugene Cosgrove.)

Q. Did you mark your own ballot at that election?—A. No.

Q. Who marked it for you?—A. I didn't; I ain't scholar enough.

Q. Who marked it?—A. Larry Rooney, the constable of that ward.

Q. Do you know where he lives, Mr. Jordan?—A. He lives right on the other side of the street. No, next door to me, in the very yard, but he is to the front.

Q. Did you get to the polls that day?—A. I did; I went in with him.

Q. How did he happen to mark your ballot?—A. I could not tell you that.

Q. What did you say to the board of election before you went in with him?—A. I could not tell you that neither now. I forget it.

Q. Was anything said?—A. I forget it.

Q. How do you know how he marked your ballot for you?—A. Yes; I can tell how he marked it.

Q. Do you know how he did mark it?—A. Who? I think I do.

Q. How do you know how he marked it?—A. Well, I could not, because a man with no education—you know he can be fooled.

Q. You don't know how he marked it, excepting the way he told you?—A. Indeed, I could not; just as he told me.

Q. Do you know in what year you came to this country?—A. I came in 1850. When I first came, then I went back again, and then I came out.

Q. How long did you stay after you went back?—A. About two years.

Q. What year was it you went back?—A. Indeed, I couldn't tell you.

Q. How long after you came over that you went back?—A. Here twelve years before I went back.

Q. Then how long did you stay?—A. Two years. I was farming before I went back.

Q. What did you go back for?—A. I went back thinking to better myself. I went back to see if I could make a living there, but I went into business there. My business failed on me and I came back.

Q. Then you changed your mind and came back?—A. I came back into the States.

Cross-examination by Mr. BALENTINE:

Q. When you went into the booth with Constable Rooney did you ask the board if he might go in with you?—A. No.

Q. Did you tell them that you could neither read or write?—A. No; I didn't neither, but I am pretty well acquainted with them over there.

Q. Did you know the men on the board?—A. Indeed I didn't. I could not tell you now.

WILLIAM PHILLIPS, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. I did.

Q. Where?—A. On Third street; between First and Third streets.

Q. In what ward?—A. Sixth Ward.

Q. What election district?—A. Sixth Ward; I could not tell about the district.

Q. What district of the Sixth Ward?—A. I don't know; I live on Second street; it is on Third street.

Q. In the Second district, isn't it?—A. I couldn't tell you.

Q. Where is the voting place?—A. Right on Third street.

Q. Do you know where on Third street?—A. On Third street I voted.

Q. Live on Second street?—A. Yes, sir.

Q. Whose place is it?—A. I couldn't tell you.

Q. Any hotel near there?—A. The hotel is on street runs this way [indicating]: Third street runs this way [indicating].

Q. What street runs the other way from Third street?—A. Broadway.

Q. Right near the corner of Broadway avenue and Third street is where you voted, is it?—A. Yes, sir.

Q. Where do you live?—A. I live on Second street.

Q. What number?—A. 321.

Q. How long have you lived in that same place?—A. Where I am now? Three years ago last June 4.

Q. That is when you moved there?—A. Yes, sir.

Q. Lived there ever since?—A. Yes, sir.

Q. How old are you?—A. Thirty-three, I guess.

Q. Where were you born?—A. In Austria.

Q. In what year did you come to this country?—A. I came here in 1887.

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. I did.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 9th day of July, 1897, showing the naturalization of William Phillips, a native of Austria.)

Q. These all the receipts you have with you?—A. That is all; that is all I got.

Q. These are all the taxes you paid since you got your citizen's papers?—A. That is all, I think. I couldn't tell you anything about it.

(Witness produces tax receipt and the notice of taxes due, all being for city and school and poor taxes dated from 1897 to 1902.)

Q. These are all the taxes you paid?—A. That is all; what I got the receipts.

Q. Since you got your citizen paper? Sure about that?—A. I think I am sure, but I don't know.

Q. Did you mark your own ballot at that election?—A. I did.

Q. Anybody in the booth with you at the time?—A. No; just myself.

Cross-examination by Mr. ROE:

Q. Have you paid no State or county taxes within two years preceding November 4, 1902?—A. That is all the receipt I got; all I got is right here; I didn't get anything else. Whatever I got I paid; I didn't pay any more than that.

MICHAEL McLEAN, called and sworn.

Direct examination by Mr. HILL:

Q. Did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. In the Second district, Sixth Ward.

Q. In Scranton?—Yes, sir.

Q. Where do you live?—A. 333 Fifth street.

Q. What number?—A. 333.

Q. How long have you lived continuously in that same place?—A. I live in the same house anyhow that I am in now since 1886.

Q. How old are you?—A. I think I will be 42 this next June.

Q. Where were you born?—A. Ireland.

Q. In what year did you come to this country?—A. 1879.

Q. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. I was.

Q. Where did you land when you came to this country?—A. New York.

Q. What time of the year was it?—A. On the 12th of May, I think.

(Witness produces naturalization paper issued out of the court of quarter sessions of Lackawanna County, dated the 4th day of October, 1884, showing the naturalization of Michael McLean, a native of Ireland.)

Q. You are a property owner, are you, Mr. McLean?—A. Yes, sir.

Q. Deed in your own name?—A. Yes, sir.

Q. Not in your wife's name?—A. No; I ain't got any yet.

(Witness produces tax receipt numbered 75, dated October 5, 1901, showing payment of a county tax for the year 1901, Sixth Ward, Scranton, signed John S. Davis.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

MARTIN J. LAVELLE, called and sworn.

Direct examination by Mr. HILL:

(This witness not having been subpoenaed to appear here at this time, but appearing now, is, by agreement of counsel for Mr. Howell, permitted to testify here and at this time.)

Q. Mr. Lavelle, did you vote for the office of Congressman at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Where?—A. Thirteenth Ward, Second district.

Q. In Scranton?—A. Yes, sir.

Q. Where do you live?—A. Live in Green Ridge.

Q. On what street?—A. Green Ridge street.

Q. What number?—A. 1005.

Q. How long have you lived continuously in the same place?—A. About eleven years.

Q. Without moving away?—A. Yes, sir. We own the place there.

Q. How old are you?—A. Thirty-four.

Q. Where were you born?—A. In the city.

Q. Let me see your tax receipts. When did you get this paper?—A. I got it about a month before last delegate election, because I was a delegate myself.

Q. You got this paper on September 12, 1902?—A. I think so.

Q. That is when you first got the paper?—A. Yes, sir.

Q. When did you pay the tax?—A. I paid it then.

Q. Paid it at the time you got it?—A. Yes, sir.

Q. This is made out in the form of a notice, is it not?—A. Yes, sir; I believe it is.

Q. Wasn't that sent to you before you paid the tax?—A. Yes.

Q. Then, after you got it, you paid the tax?—A. Yes, sir. I had it paid before the delegate election anyhow, because I was a delegate, and I am sure of that.

Q. The convention that nominated Howell?—A. Certainly. I did not need it, but thought I would be sure anyhow.

(Witness produces tax receipt dated September 12, 1902, showing payment of a county tax for the year 1901, in the Thirteenth Ward, Scranton, signed Sol Miller, collector.)

The WITNESS. I was away for a couple of weeks teaming up in Chinchilla, and I kind of neglected them.

Q. When was that?—A. When those taxes were due; the proper time when they ought to be paid.

Q. That was not when you got the notice?—A. No; before I got the notice.

Q. Did you mark your own ballot at that election?—A. Yes; I did. I don't think anyone will mark my ballot.

Q. Anybody in the booth with you at the time?—A. No, sir.

DAVID JONES, called and sworn.

Direct examination by Mr. HILL:

(This witness, having been subpoenaed to appear to-morrow and appearing now, is, by agreement of counsel for Mr. Howell, permitted to testify at this time.)

Q. Where do you live?—A. 1158 Hampton street.

Q. In Scranton?—A. Yes, sir.

Q. In what ward is that?—A. Fifteenth.

Q. In what district?—A. Second.

Q. How long have you lived continuously at that same place?—A. I lived there five years to last Christmas, I believe.

Q. How old are you?—A. I am 40 next birthday.

Q. When were you born?—A. 1863.

Q. In what country?—A. Wales.

Q. In what year did you come to this country?—A. Well, I came here in 1885, the first coming.

Q. Then when did you go back?—A. I went back in 1886.

Q. And when did you come back here again?—A. I came back in 1893.

Q. Is that your certificate of naturalization?—A. Yes.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 14th day of May, 1900, showing the naturalization of David W. Jones, a native of Wales.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. Pay this tax yourself to the collector?—A. Yes, sir.

Q. On the date there given?—A. Yes, sir.

(Witness produces tax receipt dated October 8, 1902, showing payment of a county tax for the year 1902, in the Fifteenth Ward, Scranton, signed Luther Lewis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. There was lots there.

Q. Anybody in the little curtained-off place?—A. No, sir.

Q. Did you vote at the election held on the 4th day of November, 1902?—A. Yes, sir.

Q. Did you vote for the office of Congressman?—A. Yes, sir.

Cross-examination by Mr. ROE:

Q. Mr. Jones, have you paid any other tax but this?—A. Yes; oh, I paid other taxes. I had a dog one time, and I paid three times for a dog.

Q. I mean State and county taxes; did you pay any in 1901?—A. Yes, sir.

Q. You didn't bring that with you?—A. Yes, sir; it is right there.

Q. This is 1902.—A. 1901 is there, too. I paid John Williams.

Q. You paid John Williams when?—A. 1901, sir.

Q. In 1901?—A. Yes.

Q. A State and county tax?—A. Yes, sir.

Redirect examination by Mr. HILL:

Q. You say you paid that to John Williams?—A. Yes, sir.

Q. Who is John Williams?—A. The shoemaker; he is living on Eynon street.

Q. Is that the tax you paid to John W. Williams?—A. Yes, sir.

(Paper referred to, produced by witness, is a notice of assessment of David W. Jones, in the Fifteenth Ward of Scranton, for city purposes, for the year 1901, and stating that appeals from the ward will be made at the rooms of the board of revision and appeals, city hall, on March 26, 1901. Signed, Phillip Rinsland, Gwilym Jones, John A. Neuls, city assessors. Countersigned, Eben P. Davis, assistant assessor.)

Recross-examination by Mr. ROE:

Q. You understand, Mr. Jones, this paper he has referred to as read by counsel is a city tax on occupation. It is not the tax that is necessary to qualify you here.

He asked if you had a State and county tax, a receipt for State and county taxes besides this.

Mr. HILL. We object to the counsel making suggestions to the witness and instructing him in the qualifications of a voter, for the reason that such instructions may possibly mislead the witness and bias his testimony.

Q. I want to know if you have a tax paid previously to this one?—A. Here is the one I had in 1901.

Q. Have you paid any other State and county tax?—A. Yes.

Q. Within the two years preceding the election of last fall?—A. One I paid 30 cents, and the tax before that I paid John Lewis in Fourteenth street.

Q. What tax was that?—A. State and county.

Mr. HILL. Question objected to, the assessor's list being the best evidence of the fact under inquiry, and as not cross-examination, and we ask that the answer be stricken out.

Q. What time was it you paid that State and county tax to John Lewis?—A. 1900.

Mr. HILL. We object to the counsel stating as a proven fact something not yet testified to by the witness, to wit, that the tax was a county tax for the year 1901.

Mr. ROE. That is all.

At this point the hearing was adjourned to meet Wednesday morning, 9 o'clock, same place.

Now, Wednesday, February 11, 1903, 9 o'clock a. m., hearing is resumed before Charles McMeans, commissioner, at room No. 432 Connell Building, Washington avenue, Scranton, Pa., pursuant to adjournment.

Appearances: For contestant, James E. Watkins, esq.; for contestee, William H. Roe, esq.

THOMAS H. MEAD, Jr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Mead, did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Corner Eynon and Main street.

Q. Where do you live?—A. Elm street.

Q. What number?—A. 905.

Q. How long have you lived at that place?—A. I moved there two years the 5th of next April.

Q. You have lived there continuously?—A. Yes, sir.

Q. Where were you born?—A. In New Jersey.

Q. Tax receipts?—A. Yes, sir. I have for nineteen hundred and—but I could not find one for 1901. There is 1901 there, too, as long as that is sufficient. You will find it receipted on the back.

Q. Is this the only paper you have?—A. Yes, sir.

Q. You have no tax?—A. Not for that year.

Mr. WATKINS. This is a tax receipt from the Wyoming tax collector. I will offer this paper in evidence: "Statement of taxes for 1900. Wyoming Borough, Luzerne County, Pa. Mr. Thos. H. Mead to Samuel Gingell, collector, dr. Valuation, county, \$25," etc. Indorsed upon the back, "Received payment, Samuel Gingell."

Q. There is no date as to when you paid this?—A. That is right; I think I paid them just before I moved up here.

Q. Did you mark your own ballot at that election?—A. I did.

Q. Did you receive any assistance?—A. No, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Cross-examination by Mr. ROE:

Q. When did you pay that tax—about what month and year?—A. About 1901, January.

Mr. WATKINS. We object to the questions as not cross-examination, no questions having been asked him upon that point, and we ask that the answer be stricken out.

A. (Continuing.) Just before I moved here, and I moved here in April 1, 1901.

Mr. ROE. That is all.

WILLIAM GERRITY, called and sworn.

Direct examination by Mr. WATKINS:

Mr. ROE. We object to all the evidence produced by this witness, as he states he did not vote at the election held November 4, 1902, as being immaterial and irrelevant.

Q. Mr. Gerrity, where do you live?—A. Twenty-first Ward.

Q. Place?—A. 1406 Dorothy street.

- Q. In what ward is that?—A. Twenty-first.
 Q. You say you didn't vote for the office of Congressman at the last election held November 4, 1902?—A. No, sir.
 Q. How long have you lived at that place?—A. Five years the 5th of next July.
 Q. Do you know any other William Gerrity in that neighborhood?—A. Not that I know of.
 Q. You have lived there five years?—A. The 5th of next July, the day after the 4th.

RICHARD R. WILLIAMS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. John T. Williams, Fifteenth Ward, First district.
 Q. Where do you live?—A. 1113 West Elm street, city.
 Q. How long have you lived at that place?—A. Two years; a little over.
 Q. Where were you born?—A. Wales.
 Q. When were you born?—A. 1858.
 Q. The month?—A. February 16.
 Q. Have you got your naturalization paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got this, Mr. Williams?—A. Yes, sir.
 (Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, bearing date the 4th day of October, 1886, showing the naturalization of Richard Williams, a native of Wales.)
 Q. Tax receipts.—A. I have not got 1901. I have got 1900 and 1902, but 1901 has been paid.
 Q. This your receipt?—A. Yes sir.
 Q. And the taxes represented by it were paid by you out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., September 29, 1902, showing payment of a county tax for the year 1902 in the Fifteenth Ward, city of Scranton, to Luther Lewis, collector. Received payment, December 31, 1902, Luther Lewis, collector.)

- Q. You have not any other receipt but this?—A. I am supposed to have a receipt; I haven't it in possession. I looked for it last night. I didn't get this notice until last evening, but the taxes have been paid.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

- Q. Do you remember which date you paid that on, that receipt?—A. No; I didn't pay it myself.
 Q. Who paid it?—A. My wife paid it.
 Q. When did you pay the tax for the previous year?—A. That I could not say. I was away from the city at the time. My family were here. I was away in Schuylkill County.
 Mr. WATKINS. We object to this one question. We have not asked the witness as to any other tax receipts other than the one in evidence.
 Q. Have you any other tax receipts between November 4, 1900, and October 4, 1902?—A. My taxes were paid, but I have not got the receipt. It is misplaced somewhere.

Mr. WATKINS. We make the same objection for same reasons.

WILLIAM VAN GASBECK, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Van Gasbeck, did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. I did.
 Q. Where did you vote?—A. Fifteenth Ward, Second district.
 Q. City?—A. Yes, sir.
 Q. Where do you live?—A. 1010 Hampton street.
 Q. What side of the street?—A. North side.
 Q. Then you are in the Second district, Fifteenth Ward?—A. Yes, sir.
 Q. How long have you lived continuously at that place?—A. About eighteen months.
 Q. Where did you live before you lived there?—A. 1125 Luzerne street.
 Q. How long at that place?—A. Near two years.
 Q. Where were you born?—A. State of New York, Sullivan County.

Q. Got your tax receipts?—A. Yes, sir.

Q. Did you pay these taxes out of your own money?—A. My wife paid it.

Q. With your money?—A. Yes, sir.

(Witness produces tax receipt numbered 1384, dated Scranton, Pa., January 31, 1902, showing payment of a county tax for the year 1901 in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you at the time?—A. No, sir.

Mr. WATKINS. That is all.

JAMES McLAUGHLIN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. McLaughlin, did you vote for the office of Congressman at the election held last fall?—A. Yes, sir; I did.

Q. Where did you vote?—A. Fifteenth Ward, Second district.

Q. Where is the polling place there?—A. Corner Luzerne and Main avenue.

Q. Fellows's corner?—A. Yes, sir.

Q. Where do you live?—A. 409 Fourteenth street.

Q. How long have you lived continuously in that place?—A. Upwards of six years.

Q. Where were you born?—A. Summit Hill, Carbon County, Pa.

Q. When?—A. 1858.

Q. Day and month?—A. Fourth March.

Q. Have you got tax receipts?—A. Yes, sir.

Q. Pay these taxes out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 1420, dated Scranton, Pa., February 18, 1902, showing the payment of a county tax for the year 1901 in the Fifteenth Ward, Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot, Mr. McLaughlin?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—No.

JOHN KENNEY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where did you vote?—A. Fifteenth Ward, Second district.

Q. Where do you live?—A. 408 Sixteenth street.

Q. How long have you lived continuously at that place?—A. About four years.

Q. Where were you born?—A. Austin, Preston County, W. Va.

Q. When were you born?—A. Twenty-fifth of October, 1879.

Q. Got tax receipts?—A. Yes, sir.

Q. When did you come to Pennsylvania?—A. About sixteen or seventeen years ago.

Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered —, dated Scranton, Pa., September 28, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, stamped John W. Williams, collector.)

Q. Did you mark your own ballot, Mr. Kenney?—A. Yes, sir.

Q. Receive any assistance?—A. No, sir.

Q. Anybody in the booth with you?—A. No, sir.

THOMAS F. NOLAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Nolan, did you vote for the office of Congressman at the last election?—A. No, sir; I voted the straight ticket. There was no name on the ticket.

Q. You voted the straight Democratic ticket?—A. The straight Democratic ticket. Connell's or Howell's name was not on the ticket.

Mr. ROE. We object to all the evidence of the witness as being immaterial and irrelevant for the reason that he did not vote for the office of Congressman at the election held November 4, 1902. That is all.

Q. You are pretty sure of that, Mr. Nolan?—A. Yes, sir; Howell's name was not on.

Q. Where do you live?—A. On Ninth street.

Q. What number?—A. 419 South Ninth street.

Q. How long have you lived at that place?—A. Two years, going on three years.
 Q. Is there any other Thomas F. Nolan in that district where you live?—A. Not as I know of. There are Nolans, but not Thomas F.
 Mr. WATKINS. That is all.

WILLIAM GRIFFIN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. First district, Fifteenth Ward.
 Q. Where do you live now?—A. 928 West Elm street.
 Q. How long have you lived continuously at that place?—A. About two years.
 Q. Where were you born?—A. Plains, Luzerne County, Pa.
 Q. When were you born?—A. 1879.
 Q. Month?—A. August 20.
 Q. Have you any tax receipts?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Receive any assistance?—A. No, sir.
 Q. Anybody in the booth with you when you marked your ballot?—A. No, sir.

Cross-examination by Mr. ROE:

Q. You have no tax receipts?—A. No, sir.
 Q. No State and county taxes?—A. I paid no State and county.
 Mr. WATKINS. We object to the question as not being cross-examination, no questions having been asked the witness relative to any taxes paid by him.

FRED SCHRUMPF, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. When?—A. I voted —
 Q. November 4, 1902?—A. Yes, sir.
 Q. Where did you vote?—A. Fifteenth Ward, Second district.
 Q. Where do you live?—A. 729 Fellows street.
 Q. How long have you lived continuously at that place?—A. Lived there about three years.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. Twelfth day of November, 1880.
 Q. 1880?—A. Yes, sir.
 Q. Who told you that you were born on that date?—A. Why, my mother told me.
 Q. Any record of it home?—A. Yes, sir; in the Bible.
 Q. You are certain you were born on the 12th?—A. Yes, sir.
 Q. According to the Bible and your mother's and father's statements made to you?—A. Yes, sir.
 Q. The 12th of last November you were 22 years of age?—A. Yes, sir.
 Q. You are positive about that?—A. Positive.
 Q. Paid any taxes?—A. Paid one for 1902; that is all I was assessed for.
 Q. This is the only tax receipt you have, is it?—A. Yes, sir; the only tax receipt I have.

(Witness produces a tax receipt dated Scranton, Pa., October 4, 1902, showing payment of a county tax for the year 1902 for the Fifteenth Ward, Scranton, to Luther Lewis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. WATKINS. That is all.

WILLIAM WILLIAMS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Second district, Fifteenth Ward.
 Q. Where do you live?—A. 1316 Hampton street.
 Q. How long have you lived right there at that place?—A. Going on three years.
 Q. Where were you born?—A. Wales.
 Q. When?—A. Twenty-seventh day of June, 1878.
 Q. Got your naturalization papers?—A. No, sir.
 Q. Tax receipts?—A. Yes, sir; 1901 and 1902.
 Q. Did you pay the tax represented by this receipt yourself out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 748, dated Scranton, Pa., November 4, 1901, showing payment of a county tax for the year 1901, Fifteenth Ward, Scranton, stamped John W. Williams, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Williams, how old were you when you came to this country?

Mr. WATKINS. We object to the question as not cross-examination, no questions having been asked the witness as to his age at the time of his arrival in this country.

A. Going on 6 months of age.

FRANK SCHULTE, Jr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Schulte, did you vote for the office of Congressman at the last election?—A. Yes, sir.

Q. Where did you vote?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. 436 Eighth street.

Q. How long have you lived at that present place?—A. About twelve years; well, I was away for three years.

Q. Where were you born?—A. Born in Germany.

Q. How old are you?—A. Twenty-five.

Q. When were you born?—A. 1877.

Q. When?—A. Eighth of March.

Q. Have you naturalization papers?—A. No, sir.

Q. Tax receipts?—A. No, sir. I was in the Army for three years.

Q. When were you in the Army?—A. From November, 1898, to November, 19—

Mr. WATKINS. We ask that the answer be stricken out as not responsive to any question asked him.

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Have any assistance?—A. No, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. You say you were born in Germany?—A. Yes, sir.

Mr. WATKINS. We object to the question, no questions having been asked the witness concerning his arrival in this country or his age at the time of his arrival.

Q. How old was you when you came to this country?—A. About 2 years; a little over.

Mr. WATKINS. Same objection.

Q. When was you discharged from the Army?

Mr. WATKINS. We object to the question as being incompetent, immaterial, and irrelevant.

A. Fifteenth day of November, 1898.

Q. You enlisted in 1898?—A. Served three years. November, 1901, I was discharged.

Mr. WATKINS. The question is objected to as incompetent, irrelevant, and immaterial and not cross-examination, and we ask that it be stricken out—the entire testimony of the witness with reference to this matter; that is, the matter of his enlistment and discharge.

WILLIAM H. LLOYD, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held the 4th day of November, 1902?—A. Yes; I did.

Q. Last fall?—A. Yes, sir.

Q. Where did you vote?—A. First district.

Q. Of what?—A. Fifteenth Ward.

Q. Where do you live?—A. 1217 Hampton street.

Q. How long have you lived at that place?—A. Lived there four years—better.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Bellevue, Scranton, Pa.

Q. When?—A. 1872; 24th December.

Q. Tax receipts?—A. I have got some of them—last year's. I mislaid some. I think I paid them together there.

Mr. WATKINS. We ask that the words of the witness be stricken out following the words, "I have got some of them," as not being responsive to any question asked the witness.

Q. Have you no other receipts here?—A. I have to home.

Q. I mean here.—A. No, sir; not here.

Q. Did you mark your own ballot at that election?—A. Yes; I did.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Lloyd, have you paid any State and county taxes between November 4, 1900, and October 4, 1902?

Mr. WATKINS. We object to the question as not being cross-examination and as being incompetent, immaterial, and irrelevant.

Q. These two years preceding the election of last fall?—A. I went over to pay the taxes for 1901. I paid a State and county tax.

Q. When?—A. 1901 tax.

Q. In 1901?—A. Yes, sir.

Mr. ROE. That is all.

AUGUSTUS McDADÉ, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. McDade, did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. Corner Sixteenth and Fellows street.

Q. How long have you lived at that place?—A. Three years the 2d of last October.

Q. Where were you born?—A. Warren County, N. J.

Q. When?—A. On the 24th of May, 1866.

Q. When did you come to this State?—A. December 15, 1887. Been here ever since.

Q. Continuously?—A. Yes, sir.

Q. Any tax receipts?—A. I have.

Q. Did you pay the taxes represented by this receipt yourself out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered —, dated Scranton, Pa., May 28, 1901, showing payment of a county tax in the Fifteenth Ward for the year 1900, August McDade to John J. Lewis, collector.)

The WITNESS. I have another one, but that was paid after.

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Did you receive any assistance?—A. No, sir.

Mr. ROE. That is all.

Mr. WATKINS. That is all.

JOHN THEES, Jr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. I live on Hampton street, Scranton, Pa.

Q. What number?—A. 604.

Q. How long have you lived continuously at that place?—A. Hampton street?

Q. Yes, sir.—A. As near as I can get at it, twenty-three years.

Q. Where were you born?—A. I was born right here in Scranton.

Q. When?—A. 1874.

Q. What day of the month?—A. You mean how old? Twenty-fourth day of January.

Q. 1874?—A. Yes, sir.

Q. Tax receipts?—A. Yes, sir.

Q. You paid the tax represented by this receipt yourself?—A. Well, I didn't pay it myself personally; no. Mother paid it, but out of my money.

(Witness produces tax receipt dated Scranton, Pa., October 15, 1901, showing the payment of a county tax for 1901 in the Fifteenth Ward of the city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Q. Receive any assistance?—A. No, sir.

MARTIN GILBRIDE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Gilbride, did you vote for the office of Congressman last November 4?—
A. Yes, sir.
Q. Where did you vote?—A. First district, Fifteenth Ward.
Q. Where do you live?—A. Fifteenth Ward, 601 Eynon street.
Q. How long have you lived at that place continuously?—A. Twenty-five years.
Q. Have you been away from there at all?—A. I made trips for a month or so at a time.
Q. Where were you born?—A. Bellevue Hill, Sixth Ward.
Q. When?—A. 1865.
Q. Month?—A. September 25.
Q. 1865, you said?—A. Yes, sir.
Q. Tax receipts?—A. Yes, sir.
Q. Did you pay the tax represented by this receipt yourself?—A. Yes, sir.
Q. Out of your own money?—A. Yes, sir.
(Witness produces tax receipt numbered 687, dated Scranton, Pa., October 28, 1901, showing payment of a county tax for the year 1901 in the Fifteenth Ward, Scranton, to John W. Williams, collector.)
Q. Did you mark your own ballot?—A. Yes, sir.
Q. Receive any assistance?—A. No, sir.
Q. Anybody in the booth with you?—A. Lots in the booth, but not in the stall.
Mr. WATKINS. That is all.

MICHAEL E. MANLEY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
Q. Where did you vote?—A. I voted in the Fifteenth Ward.
Q. And the district?—A. I think it is the Second district.
Q. Where is the polling place—at Fellows's corner?—A. No, sir.
Q. Corner Eynon and South Main, Williams's store?—A. No; it is not Williams's store—Thompson; right on the corner of South Main and Luzerne. I didn't know who owned the building.
Q. Near the German Catholic Church?—A. Yes, sir.
Q. Is that Second district, Fifteenth Ward?—A. Yes, sir.
Q. Where do you live?—A. At present I live at the corner of Fifteenth avenue and Luzerne street.
Q. And what street?—A. Luzerne street.
Q. How long have you lived continuously at that place?—A. About ten months. Since about May last.
Q. Where were you born?—A. Born in Ireland.
Q. Have you a naturalization paper?—A. Yes, sir.
Q. Let me see it, please.
(Witness produces a certificate of naturalization issued out of the court of common pleas of Schuylkill County, dated the 15th day of March, 1872, showing the naturalization of Michael Monelly, a native of Ireland.)
Q. Tax receipt, Mr. —?—A. No, sir; I could not find any this morning.
Q. Did you mark your own ballot?—A. Yes, sir.
Q. Anybody in the booth with you when you marked it?—A. No.
Q. I have forgot what you said with reference to the time you lived in the Fifteenth Ward.—A. About last May—the 1st.

Mr. ROE. Mr. Monelly, have you paid any State and county taxes for the two years preceding October 4, 1902?

Mr. WATKINS. We object to the question as not being cross-examination, and as immaterial, incompetent, and irrelevant.

A. I have.

PATRICK SHEA, JR., called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. No, sir.
Q. Where do you live?—A. Fifteenth Ward, Second district.
Q. Place?—A. Fellows street, 615.
Q. Do you know any other Patrick Shea in the neighborhood?—A. My father is living there.
Q. Is his name Patrick Shea?—A. Yes, sir.

Q. I mean right in the same district?—A. In the district where I am living, too; and another one on Tenth street.

Q. He is Patrick Shea?—A. He is Patrick Shea.

Mr. WATKINS. That is all.

JOHN TUFFY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman, Mr. Tuffy, last November 4?—A. Yes, sir.

Q. Where?—A. Fifteenth Ward, First district.

Q. Where do you live?—A. 515 Eynon street.

Q. How long have you lived continuously at that place?—A. Twelve years.

Q. Where were you born?—A. Ireland.

Q. And when?—A. 1863.

Q. Month and date?—A. Second June, 1863.

Q. Got your naturalization paper?—A. Yes, sir.

Q. Let me see it, please.—A. Yes, sir.

Q. This is your paper, Mr. Tuffy? Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 6th day of October, 1888, showing the naturalization of John Tuffy, a native of Ireland.)

Q. When did you come to this country?—A. In 1882.

Q. Tax receipts, Mr. Tuffy?—A. Yes, sir.

Q. This is your tax receipt?—A. Yes, sir.

Q. And you paid this tax out of your own money?—A. Yes, sir.

Q. Do you own some property?—A. Yes, sir.

Q. In your name?—A. My name.

(Witness produces tax receipt numbered 817, dated Scranton, Pa., November 13, 1901, showing the payment of a county tax for the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot, Mr. Tuffy?—A. Yes sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

Mr. WATKINS. That is all.

JAMES SHERIDAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Sheridan, did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Fifteenth Ward, First district.

Q. Where do you live, Mr. Sheridan; what number?—A. 518 Hampton street.

Q. How long have you lived at that place continuously?—A. Well, I am about ten or eleven years there. I own a place of my own.

Q. Where were you born?—A. Ireland.

Q. When?—A. Well, 1855.

Q. 1855?—A. Fifty-five years.

Q. You are 55 years old; which? You are 55 years old?—A. Yes, sir.

Q. Have you got your naturalization papers?—A. I had them, but I haven't them now. I have the first papers; I lost the others.

Mr. WATKINS. We move to strike out all of witness's answer except the words "I haven't them now."

Q. Any tax receipts?—A. No, sir; I couldn't get them this morning. I hunted up until I thought I would be late.

Q. Did you mark your own ballot?—A. No, sir; Thomas Mullen.

Q. Where does he live?—A. Hampton street.

Q. Near you?—A. Not very far.

Q. In the same district?—A. Yes; in the same district.

Q. When you went to get your ballot, what did you say to the judge, if anything?—A. I hold up my hand and go in.

Q. Did you ask that Mullen be sent in with you?—A. Yes, sir.

Q. What reason did you give the judge?—A. Asked for assistance. I could not mark my own ballot.

Q. What reason did you give besides that?—A. I got no other reason.

Q. Can you read and write?—A. No. That is the reason I had to have him.

Q. Did he mark the ballot according to your instructions? You told him how you wanted it marked?—A. Yes, sir.

Q. And he marked it that way?—A. Yes, sir.

Cross-examination by Mr. ROE:

Q. Mr. Sheridan, how long have you voted in that same district?—A. Well, I voted when I was about—

Q. In that same district—Fifteenth Ward, First district?—A. Ten or eleven years.

Mr. WATKINS. We object to the question as not being cross-examination, no question having been asked the witness as to the length of time he voted in that district, and we ask that the answer be stricken out.

Q. In the same district?—A. Yes, sir.

Q. Have you paid State and county taxes within two years preceding November 4, 1902, or October 4, 1902?—A. Yes.

Mr. WATKINS. We object to this as not being cross-examination, and as immaterial and irrelevant and incompetent, no questions having been asked the witness about taxes, except that we asked the witness if he had any tax receipt, and he answered no.

JOHN WAGNER, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. First district, Fifteenth Ward.

Q. Where do you live?—A. 607 Hampton street.

Q. How long have you lived continuously at that place?—A. Well, I lived there eleven years and then moved away and moved back, and am there five years since I moved back.

Q. Where were you born?—A. City—here.

Q. When?—A. 1865.

Q. Month?—A. December 19.

Q. Tax receipts? You paid the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 807, dated Scranton, Pa., November 13, 1901, showing the payment of a county tax for the year 1901, in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot, Mr. Wagner?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS REESE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Reese, did you vote for the office of Congressman last November?—A. Yes, sir.

Q. Where did you vote?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. Hampton street.

Q. Number?—A. 1222 Hampton street.

Q. How long have you lived continuously at that place?—A. Seven years.

Q. Where were you born?—A. Wales.

Q. When?—A. In 1866, January 23.

Q. Naturalization papers?—A. I ain't got none. I got my father's.

Mr. WATKINS. We move to strike out the latter part of that answer as not responsive.

Q. Tax receipts? Mr. Reese, you paid the tax represented by this receipt, did you?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces receipt numbered —, dated Scranton, Pa., October 7, 1901, showing the payment of a county tax for the year 1901, in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

Cross-examination by Mr. ROE:

Q. How old were you when you came to this country?—A. Four years old.

Mr. WATKINS. We object to the question as not cross-examination, and ask that the answer be stricken out.

THOMAS KELLY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. First district, Fifteenth Ward.

Q. Where do you live?—A. 313 Hampton street.

Q. How long have you lived continuously at that place?—A. About three years.

Q. Where were you born?—A. Native born.

Q. Where?—A. Pittston.

Q. When?—A. 1872.

Q. Date and month?—A. December 26.

Q. Tax receipts? This is the only receipt you have?—A. That is all I have got now. The other one, I could not find it to-day.

Mr. WATKINS. We move to strike out the latter part of the answer as not responsive to our question.

(Witness produces tax receipt, dated December 9, 1902, showing payment of a county tax for the year 1902, in the Fifteenth Ward, Scranton, to Luther Lewis, collector.)

Q. Anybody in the booth with you when you marked your ballot?—A. No, sir.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Did you receive any assistance at all?—A. No, sir.

EDWARD REESE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Reese, did you vote for the office of Congressman last election?—A. Yes, sir.

Q. In what ward and district did you vote?—A. Fifteenth Ward, Second district.

Q. Where do you live now?—A. 507 Twelfth street.

Q. Where were you born?—A. Hyde Park.

Q. When?—A. 1877, 20th day of January.

Q. Any tax receipt?—A. I got 1902 and 1900. I went to John Williams. I could not get 1901. He would not take my money.

Mr. WATKINS. We object to all this as not being responsive to any question asked the witness, and ask that it be stricken out.

Q. You paid the tax represented by this receipt that I hold?—A. Yes, sir.

(Witness produces tax receipt numbered 265, dated Scranton, Pa., October 5, 1900, showing payment of a county tax for the year 1900, in the Fifteenth Ward of Scranton, to John J. Lewis, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

BENJAMIN THOMAS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. First district, Fifteenth Ward.

Q. Where do you live?—A. 718 Eynon street.

Q. How long have you lived continuously there?—A. Twenty-three years.

Q. Where were you born?—A. Wales.

Q. When?—A. 28th October, 1877.

Q. Let me see your naturalization papers.—A. I have not got them. I voted on my father's papers. I could not find them.

Mr. WATKINS. We move to strike out the part of the answer following "I have not got them" as not being responsive.

Q. Tax receipts?—A. Yes, sir.

Q. You paid the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered —, dated Scranton, Pa., October 10, 1901, showing the payment of a county tax for the year 1901, Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Q. Receive any assistance?—A. No, sir.

Cross-examination by Mr. ROE:

Q. How old were you when you came to this country?

Mr. WATKINS. We object to the question as not being cross-examination, no question having been asked the witness as to his age at the time of his arrival in this country.

A. Three years.

THOMAS MORGAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. 1145 Luzerne street.

Q. How long have you lived there continuously?—A. Since 1st of last April.

Q. Where did you live before you moved there?—A. Tenth street.

Q. How long on Tenth street?—A. Twelve months.

Q. Where were you born?—A. Wales.

Q. And when were you born?—A. 1843.

Q. Do you know the month?—A. July 16.

Q. Have you got a naturalization paper, Mr. Morgan? Where did you get this paper, Mr. Morgan?—A. Out in Iowa—Monroe County, Iowa.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the circuit court of said county of Monroe, of the State of Iowa, and dated October 1, 1879, showing the naturalization of Thomas J. Morgan, a native of Wales.)

Q. This is your tax receipt?—A. Yes, sir.

Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 131-2, dated Scranton, Pa., October 1, 1901, showing the payment of a county tax for the year 1901, in the Fifth Ward of the city of Scranton, to B. Davis, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

DANIEL E. WILLIAMS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. And where did you vote?—A. Fifteenth Ward, First district.

Q. Where do you live?—A. Fifteenth Ward, First district.

Q. Street and number?—A. Hampton street, 1225.

Q. How long have you lived continuously at that place?—A. About thirty-three years.

Q. Where were you born?—A. Hyde Park.

Q. When?—A. 1864, November 7.

Q. Let me see your tax receipts.—A. I got three of them here.

Q. Did you pay the tax represented by this receipt yourself?

(Witness produces tax receipt numbered 685, dated Scranton, Pa., October 28, 1901, showing the payment of a county tax for the year 1901, in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No, sir.

THOMAS SWEENEY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where did you vote?—A. First district, Fifteenth Ward.

Q. Where do you live?—A. Meridian street, 516.

Q. How long have you lived continuously in that place?—A. Well, nine years in that place.

Q. Where were you born?—A. On Meridian street.

Q. Scranton, Pa.?—A. Yes, sir.

Q. How old are you?—A. Second next June.

Q. When were you born?—A. 1880, June 2.

Q. How do you know you were born June 2, 1880?—A. I couldn't swear to it.

Q. Who told you?—A. My mother told me.

Q. Any record of it?—A. It is marked down, yes, sir, in a book.

Q. Together with the information you got from your mother, you know that you were born June 2, 1880?—A. Yes, sir.

Q. Tax receipts?—A. I ain't got no tax receipts. That was the first time I voted.

Q. You were 22 years old last June, weren't you?—A. Yes, sir.

- Q. You haven't paid any taxes?—A. No.
 Q. Did you mark your own ballot?—A. Yes, sir; I marked it myself.
 Q. Anybody in the booth with you?—A. Yes, sir; Harry Chesler.
 Q. Understand, I mean in that little compartment?—A. I know what you mean.
 Q. A man went in there with you?—A. Yes, sir; Harry Chesler.
 Q. When you asked for Harry Chesler to go in with you what did you say, if anything, to the judge?—A. I didn't say nothing. He was standing there, and I asked him if he would be satisfied to let him go in with me.
 Q. What reason did you give for asking?—A. I didn't know how to mark it. I marked it myself, only he showed me where to put them. When I told him who I wanted to vote for, he showed me where to put the mark.
 Q. Were you sworn at the time you voted?—A. Yes, sir.
 Q. Did you sign any paper?—A. I disremember now. I don't think I did sign a paper.

Mr. ROE. That is all.

Mr. WATKINS. That will do.

JOHN SHAFFER, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. In Scranton.
 Q. Whereabouts?—A. In the Second district, corner Maine avenue and Luzerne street.
 Q. That is in the Second district, Fifteenth Ward?—A. Yes.
 Q. Where do you live now?—A. Hampton street, 810.
 Q. How long have you lived there?—A. I lived about thirty-two years there.
 Q. Continuously?—A. Yes, sir.
 Q. Been there all the time?—A. Yes, sir.
 Q. Where were you born?—A. In Germany—Prussia.
 Q. Naturalization papers?—A. Yes, sir; it is an old one, too.
 Q. That is your paper, is it?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. Yes, sir; in Pottsville.
 (Witness produces a naturalization certificate issued out of the court of common pleas of Schuylkill County and dated the 10th day of September, 1866, showing the naturalization of one John Shaffer, a native of Prussia.)
 Q. Have you tax receipts?—A. Yes, sir.
 Q. You paid the tax represented by this receipt yourself?—A. Yes, sir.
 Q. Out of your own moneys?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., September 24, 1901, showing the payment of a county tax for the year 1901 in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No.
 Mr. WATKINS. That is all.

WILLIAM WILLIAMS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last year?—A. Yes, sir.
 Q. Where did you vote?—A. First district, Fifteenth Ward.
 Q. Where do you live?—A. Hampton street.
 Q. Number?—A. 1223.
 Q. How long have you lived there?—A. Twenty-nine years.
 Q. Where were you born?—A. Right there.
 Q. When were you born?—A. Born in 1873.
 Q. Month?—A. May 1.
 Q. Any tax receipts?—A. Yes, sir.
 Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 1436, dated Scranton, Pa., March 3, 1902, showing payment of a county tax for the year 1901 in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. WATKINS. That is all.

SAMUEL WILLIAMS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes.
 Q. Where did you vote?—A. Fifteenth Ward, Second district.
 Q. Where do you live?—A. 1133 Rock street.
 Q. How long have you lived continuously at that place?—A. Seven years.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. March 24, 1874.
 Q. This your tax receipt?—A. Yes, sir.
 Q. Pay this out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 1478, dated Scranton, Pa., May 1, 1902, showing the payment of a county tax for the year 1901 in the Fifteenth Ward, city of Scranton, to John W. Williams, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

EDWARD MORAN, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Second district, Fifteenth Ward.
 Q. Where do you live?—A. 610 Hampton street.
 Q. How long have you lived at that place continuously?—A. Well, about ten years.
 I could not tell exactly.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1870, 15th October.
 Q. Naturalization papers? Were you in court and sworn when you got this?—A. Yes, sir.

(Witness produces naturalization certificate issued out of the court of common pleas of Lackawanna County, dated the 7th day of October, 1893, showing the naturalization of one Edward J. Moran, a native of Ireland.)

- Q. This your tax receipt?—A. Yes, sir.
 Q. And you paid the money represented by this—the tax represented by it?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir. Well, I didn't pay it myself. It was paid by my brother-in-law, who pays them all together.
 Q. Was it out of your money?—A. Yes, sir.
 (Witness produces tax receipt numbered 1275, dated Scranton, Pa., July 19, 1901, showing the payment of a county tax for the year 1901, Fifteenth Ward, city of Scranton, to John W. Williams, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 Mr. WATKINS. That is all.

WILLIAM MARKWICK, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where?—A. Second district, Fifteenth Ward.
 Q. Where do you live now?—A. Fourteenth street.
 Q. Number?—A. 413 Fourteenth street.
 Q. How long have you lived there?—A. About sixteen years in that street.
 Q. Where were you born?—A. Hastings, England.
 Q. Your age?—A. Born in 1862—41 years old.
 Q. Month and day?—A. February 28.
 Q. You were in court and sworn when you got this?—A. Yes, sir.
 (Witness produces a certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 6th of October, 1887, showing the naturalization of one William E. Markwick, a native of England.)
 Q. Did you pay the taxes represented by this receipt yourself, out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered —, dated Scranton, Pa., October 8, 1901, showing the payment of a county tax in the Fifteenth Ward of the city of Scranton for the year 1901 to John W. Williams, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it; I mean in the little compartment?—A. No, sir.

STEPHEN MARKWICK, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Markwick, you voted at the last election?—A. Yes, sir.

Q. For the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Second district, Fifteenth Ward.

Q. Where do you live?—A. Luzerne street, 1401.

Q. How long have you lived in that locality?—A. Two years.

Q. Continuously?—A. Two years.

Q. Where were you born?—A. This country.

Q. Where?—A. In Scranton.

Q. When?—A. 1873; 24th day of October.

Q. Tax receipts?—A. Yes, sir.

Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 1, 1902, showing the payment of a county tax for 1902 in the Fifteenth Ward, city of Scranton, to Luther Lewis, collector.)

Q. Did you mark your own ballot, Mr. Markwick?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. Well, not where I marked it.

Q. I mean in the voting compartment?—A. No, sir.

JOHN GRAHAM, called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Graham, did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifteenth Ward.

Q. In what district?—A. First district.

Q. You are sure about that?—A. Yes, sir.

Q. Where do you live, Mr. Graham?—A. 545 Eynon street.

Q. How long have you lived there?—A. About thirty-four years.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Ireland.

Q. And when were you born?—A. I couldn't tell you, it is so long; a good many years ago.

Q. How old are you?—A. Going on 70.

Q. You say you are about 70 years of age?—A. About 68.

Q. Let me see your naturalization paper.—A. Yes, sir.

Q. This your paper, Mr. Graham?—A. Yes, sir.

Q. Were you in court and sworn when you got this?—A. Yes.

(Witness produces a certificate of naturalization issued out of the mayor's court for the city of Scranton and dated the 26th day of September, 1868, showing the naturalization of John Graham, a native of Ireland.)

Q. Mr. Graham, have you got a tax receipt with you?—A. Yes.

Q. You paid this tax out of your own money?—A. Yes, sir.

Q. Are these the only receipts you have?—A. I have another receipt for last year.

Q. Let us see that.

(Witness produces tax receipt dated Scranton, Pa., October 4, 1902, showing the payment of a county tax for the year 1902 in the Fifteenth Ward, city of Scranton, received payment January 26, 1903, Luther Lewis, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Graham, have you any tax receipts between those dates—August 20, 1900, and October 4, 1902?

Mr. WATKINS. Question objected to as not being cross-examination, as immaterial, incompetent, and irrelevant.

A. I don't know as there is any in the house. They told me these are the ones I wanted.

Q. Have you paid any taxes between those dates?—A. I paid the taxes every year since I have been in Park Hill.

Mr. WATKINS. We object to this question for the same reason and ask to have the answer stricken out, no question having been asked the witness as to tax paid at other periods than the one testified to in direct examination.

LUKE SCOTT, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fifteenth Ward.
 Q. What district?—A. Second District.
 Q. Where do you live?—A. 548 Hampton street.
 Q. How long have you lived at that location?—A. I have lived in the street about five years; over five years now.
 Q. Where were you born?—A. Ireland.
 Q. When were you born?—A. About 1860.
 Q. Do you remember the month?—A. I don't remember the day or month.
 Q. Naturalization papers? Is this your paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. I was.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 27th day of September, 1890, showing the naturalization of one Luke Scott, a native of Ireland.)
 Q. When did you come to this country?—A. 1884.
 Q. Let us see your tax receipts. You have no tax receipts?—A. Yes, sir; I have, but I brought poor tax instead of State and county taxes.
 Mr. WATKINS. We move to have the answer stricken out, as not being responsive to my question.
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Any assistance in marking it?—A. No.
 Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Scott, have you paid a State and county tax within two years preceding the last election?

Mr. WATKINS. We object to this, no question having been asked the witness with reference to any tax paid by the witness prior to October 4, 1902, and as being incompetent, immaterial, and irrelevant, and not cross-examination.

A. Yes, sir.

THOMAS WALSH, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Walsh, did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. First district, Fifteenth Ward.
 Q. Where do you live?—A. 520 Eynon street.
 Q. How long have you lived at that place continuously?—A. Thirty years anyhow.
 Q. Where were you born?—A. Born in Lackawanna County.
 Q. In this city?—A. Not in this city; just outside the city—just outside the city line.
 Q. When were you born?—A. 1870.
 Q. Month?—A. December 25.
 Q. Your tax receipts. This your tax receipt?—A. Yes, sir.
 Q. Pay the tax represented by it out of your own money?—A. Yes.
 (Witness produces tax receipt numbered 772, dated Scranton, Pa., December 10, 1900, showing the payment of a county tax for the Fifteenth Ward in the city of Scranton, for the year 1900, to John J. Lewis, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Receive any assistance in marking it?—A. No.
 Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

At this point the commission adjourned, to meet at 9 o'clock a. m., Thursday, February 12, 1903, at the same place.

Now, Thursday, February 12, 1903, hearing is resumed before Charles McMeans' commissioner, at room No. 432 Connell Building, Scranton, Pa., at 9 o'clock a. m. pursuant to adjournment.

Appearances: For contestant, James E. Watkins, esq., C. H. Welles, jr., esq.; for contestee, William H. Roe.

ANTHONY HOWELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Howell, did you vote for the office of Congressman last November 4?—A. Yes, sir.

- Q. In what ward did you vote?—A. Fourteenth.
 Q. What district?—A. First district.
 Q. Where do you live now?—A. I live in that ward; Fourteenth, Hyde Park.
 Q. What is the street and number?—A. 1030 Lafayette street.
 Q. How long have you lived continuously at that place?—A. I should judge about three years anyhow.
 Q. Where were you born?—A. Luzerne County, Pittston, Pa.
 Q. Let me see your tax receipts. You paid the tax represented by this receipt yourself out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 548, dated Scranton, Pa., November 4, 1901, showing the payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector, per T. C.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.

JOSEPH EMBERY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where do you live?—A. Corner Price and Chestnut streets.
 Q. Number?—A. 135 Chestnut street.
 Q. How long have you lived at that location?—A. Seven years.
 Q. Where were you born?—A. Scranton.
 Q. When were you born?—A. August 25, 1862.
 Q. Let me see your tax receipts.—A. I have only picked up a few of them.
 Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., May 23, 1902, showing the payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Receive any assistance?—A. No, sir.
 Q. Anybody in the booth with you?—A. No, sir.

MARTIN GURRELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. You voted last November 4 for Congressman?—A. I did.
 Q. And where did you vote?—A. Fourteenth Ward, First district.
 Q. What is the number of your residence?—A. My number is 213 North Ninth street.
 Q. You have lived there all the time, how long?—A. Very nearly forty years.
 Q. Where were you born, Mr. Gurrell?—A. Ireland.
 Q. When?—A. 1834, June.
 Q. You were in court and sworn when you got this paper?—A. Yes, sir.
 (Witness produces certificate of naturalization issued out of the court of common pleas for the State and county of New York, dated the 3d day of October, 1855, showing the naturalization of one Martin Gurrell.
 Witness produces tax receipt No. 411, dated Scranton, Pa., October 14, 1901, showing the payment of a county tax by Martin Gurrell for the year 1901 in the Fourteenth Ward, of the city of Scranton, to Eugene Cosgrove, collector.)

EMMET GURRELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. You voted, didn't you?—A. Yes, sir.
 Q. Residence?—A. 213 North Ninth street.
 Q. Where were you born?—A. Lackawanna County, Scranton.
 Q. When?—A. 1879.
 Q. What month?—A. February 27.
 Q. How long have you lived in that district?—A. Twenty-four years.
 Q. Tax receipts?—A. Yes, sir.
 Q. This is your tax receipt?—A. Yes, sir.
 (Witness produces tax receipt numbered 451, dated Scranton, Pa., October 1, 1901, showing payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)
 Q. Did you mark your own ballot?—A. Of course I did.
 Mr. WATKINS. That is all.

J. G. DETRICK, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last year?—A. I did.
 Q. And where did you vote?—A. First district, Fourteenth Ward.
 Q. Where do you live?—A. 62 Merrifield street.
 Q. How long have you lived continuously at that place?—A. Two years in April.
 Q. Where were you born?—A. Monroe County.
 Q. When were you born?—A. 1863.
 Q. Month?—A. July 30.
 Q. Have you tax receipts?—A. Yes, sir; I have the one. I guess that is good enough.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. And you paid this tax out of your own money?—A. Yes.
 (Witness produces tax receipt numbered 1355, dated Scranton, Pa., January 18, 1902, showing the payment of a county tax for the year 1901 in the Fourth Ward of the city of Scranton, to R. S. Eldred, collector.)
 Q. How long did you say you lived there?—A. I lived there two years in spring, 62 Merrifield.
 Q. Where did you live before you went to live there?—A. Fourth Ward.
 Q. How long in the Fourth Ward?—A. I lived from the winter of 1886 up to within the two years; it will be two years next April.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

MARTIN DONNELLY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last year—last fall?—A. I believe I did, sir.
 Q. Where did you vote?—A. Fourteenth Ward.
 Q. First district?—A. I think it is.
 Q. Where do you live?—A. I live right there on Chestnut street; No. 118.
 Q. How long have you lived continuously at that place?—A. Thirty-two years last Christmas.
 Q. Where were you born?—A. Born across the big water, in Ireland, where all the best people are born.
 Q. When were you born?—A. 1821.
 Q. What month, do you know?—A. November.
 Q. November what?—A. The 9th.
 Q. This is your naturalization certificate?—A. Yes, sir; got that here.
 Q. Were you in court and sworn when you got it?—A. Yes, sir.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, showing the naturalization of one Martin Donnelly, a native of Ireland, and dated the 12th day of January, 1881.)
 Q. This is your tax receipt?—A. Yes, sir.
 Q. Paid by you out of your own money?—A. Paid out of my money, but my son paid it.
 (Witness produces tax receipt dated the 21st day of February, 1902, showing the payment of a county tax for the year 1901, Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)
 Q. Did you mark your own ballot, Mr. Donnelly?—A. Yes.
 Q. Anybody in the booth with you when you marked it?—A. There was. I think it was John Durkin; I think.
 Q. That is, I mean to say in the small voting stall, right in there?—A. Yes, sir.
 Q. He was in there with you?—A. Yes, sir.
 Q. Did he mark your ballot?—A. I told him to look up the Democratic ticket, and he looked it up. My eyesight is poor.
 Q. But he marked it as you told him?—A. I marked it.
 Q. That is, you marked it, but you asked him the location of a certain ticket and he showed you?—A. Yes, sir; and I marked it.
 Mr. WATKINS. That is all.

HORACE BISBING, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fourteenth Ward, First district.

- Q. Where do you live?—A. 115 Chestnut avenue.
 Q. How long have you lived continuously at that place?—A. Ten years.
 Q. Where were you born?—A. Cresco, Monroe County.
 Q. When were you born?—A. May, 1861.
 Q. Do you know the date of the month?—A. Fourteenth.
 Q. May 14, 1861?—A. Yes, sir.
 Q. Let me see your tax receipts. This is your tax receipt?—A. Yes, sir.
 Q. Pay the tax represented by this receipt out of your own money?—A. Yes, sir.
 (Witness produces tax receipt No. 305, dated Scranton, Pa., September 17, 190-, showing payment of a county tax for the year 1901 in the Fourteenth Ward of Scranton, to Eugene Cosgrove, collector.)
 The Witness. 1901 he meant it for.
 Q. Did you mark your own ballot, Mr. Bisbing?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.

JAY BARTRON, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Voted in the First district, Fourteenth Ward—Fourteenth Ward, First district.
 Q. Where do you live?—A. 813 West Lackawanna avenue.
 Q. How long have you lived at that location?—A. Two years.
 Q. At that place?—A. Yes, sir.
 Q. Where were you born?—A. Waverly, N. Y.
 Q. How old are you?—A. Twenty-six.
 Q. When were you born?—A. 1877.
 Q. The month?—A. Twenty-ninth day of March.
 Q. Tax receipts?—A. No; we moved and I couldn't find them no place.
 Mr. WATKINS. We move to strike out the words of the witness following "No" as not responsive to the question.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

- Q. Have you paid and State and county taxes within two years preceding October 4?
 Mr. WATKINS. We object to this as not being cross-examination, no question having been asked the witness as to the payment of any taxes.
 A. Yes, sir.

HOWARD BROOKS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. I voted; I am not a voter, though.
 Q. Where did you vote?—A. Fourteenth Ward, First district.
 Q. Where do you live?—A. 143 Robinson street.
 Q. How long have you lived at that present place?—A. About two years.
 Q. Where were you born?—A. Italy.
 Q. When were you born?—A. 1881.
 Q. What month and date?—A. December 25.
 Q. Have you got your naturalization paper?—A. No, sir.
 Q. Pay any taxes?—A. No; only a business tax; that is all.
 Q. Did you mark your own ballot?—A. No.
 Q. Who assisted you?—A. Why, a young fellow there; I don't know his name.
 Q. How did you come to have him mark your ballot?—A. He marked it for me. He says "I will mark it for you." It was the first time I had been in a place like that, and he went to work and marked it.

Cross-examination by Mr. ROE:

- Q. You say you were born in 1881; when was you 21?—A. I don't hardly remember now.
 Q. You don't remember your age?—A. No.
 Q. How old were you when you came to this country?—A. Eight.
 Mr. WATKINS. We object to the last question as not being cross-examination, no question having been asked the witness concerning his age when he arrived in this country, and it being incompetent, irrelevant, and immaterial. and we ask that the answer be stricken out.

WILLIAM GURRELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Gurrell, did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. First district, Fourteenth Ward.
 Q. Where do you live?—A. 213 Ninth street.
 Q. How long have you lived at that one place?—A. Pretty nearly thirty-six years.
 Q. When were you born?—A. 1867, January 5.
 Q. Tax receipts? Born in the city?—A. Yes, sir; Luzerne County that time.
 Q. This your tax receipt?—A. Yes, sir.
 Q. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 406, dated Scranton, Pa., October 11, 1900, showing payment of a county tax for the year 1901 in the Fourteenth Ward, city of Scranton, to Eugene Cosgrove, collector.)

- Q. Did you mark your own ballot at that election?—A. Yes.
 Q. Anybody in the booth with you when you marked it?—A. No.

JAMES GETHINGS, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. Gethings, did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. And you voted where?—A. In the Fourteenth Ward, First district.
 Q. Where do you live?—A. 901 West Lackawanna avenue.
 Q. How long have you lived at that present location continuously?—A. Four years and eight months.
 Q. Where were you born?—A. Carbondale.
 Q. When were you born?—A. 1876; 21st November.
 Q. Tax receipts?—A. Yes, sir; in sections.
 Q. This is your tax receipt?—A. Yes, sir.
 Q. You paid the tax represented by it out of your own money?—A. Yes, sir.
 (Witness produces tax receipt in two parts, numbered 739, dated Scranton, Pa., January 13, 1902, showing the payment of a county tax for the year 1901, in the Fourteenth Ward of the city of Scranton, by James Gethings, to Eugene Cosgrove, collector.)

- Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

JOHN CAWLEY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. First district, Fourteenth Ward.
 Q. Where do you live, Mr. Cawley?—A. Lafayette, 1033.
 Q. How long have you lived at that location?—A. Thirty-eight years.
 Q. Born where, Mr. Cawley?—A. Ireland.
 Q. When were you born?—A. I couldn't tell you.
 Q. How old are you?—A. Sixty-eight years.
 Q. Got your naturalization paper?—A. I have.
 Q. This is your paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. Yes, sir.
 (Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 10th day of October, 1867, showing the naturalization of John Cawley, a native of Ireland.)

The WITNESS. I got them in 1858. That is a copy.

- Q. You paid the tax represented by this receipt yourself, Mr. Cawley?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., March 24, 1902, showing the payment of a county tax for the year 1900, in the Fourteenth Ward, Scranton, Pa., to Thomas Cosgrove, collector.)

- Q. Did you mark your own ballot, Mr. Cawley?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

HENRY CLAYTON, called and sworn.

Direct examination by Mr. WELLES:

- Q. Where do you live?—A. Fourteenth Ward, 232 Ninth street.
 Q. What district?—A. First district.

Q. Were you born in this country?—A. Born in England.

Q. When were you born?—A. 1860.

Q. Let me see your naturalization papers. Did you vote at the election held the 4th day of November, 1902, for the office of Congressman?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 6th day of October, 1888, showing the naturalization of Harry Clayton, a native of England.)

Q. In what ward and district did you vote?—A. Fourteenth Ward, First district.

Q. Let me see your tax receipt.

(Witness produces receipt for county taxes for 1901, Fourteenth Ward numbered 374, dated Scranton, Pa., October 8, 1901, signed by Eugene Cosgrove, collector.)

Q. Did you pay this yourself?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

Q. Did you mark your own ballot at that election?—A. Yes.

Q. Anybody in the booth with you at the time?—A. No.

HERMAN CONNORS, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote for the office of Congressman November 4, 1902?—A. Yes, sir.

Q. Whereabouts?—A. First district, Fourteenth Ward.

Q. Where do you live?—A. 212 Fairview avenue. I was living there until last week.

Q. How long before last week did you live there?—A. I lived there until last Monday.

Q. When did you go there originally?—A. Four years ago.

Q. Where were you born?—A. Austria.

Q. When did you come to this country?—A. 1892.

Q. When were you born?—A. 1874.

Q. Let me see your naturalization papers. Were you in court and sworn when you got this?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County for the term of December, 1900, dated the 12th day of November, 1900, showing the naturalization of Henry Connors, a native of Austria.)

Q. County tax receipt?

(Witness produces duplicate receipt for county taxes for 1901, Fourteenth Ward, 75 cents, dated October 2, 1901, signed Eugene Cosgrove, collector.)

Q. Did you have any assistance in marking your ballot at the last election?—A. No, sir.

JOHN GAFFENEY, called and sworn.

Direct examination by Mr. WELLES:

Q. Where do you live?—A. Scranton.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1857.

Q. Did you vote at the election held last November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. What ward and district did you vote in?—A. Fourteenth, First.

Q. Where do you reside?—A. 1001 West Lackawanna avenue.

Q. State and county tax receipt?

(Witness produces tax receipt numbered 320, dated January 14, 1901, for county taxes for the year 1900, to Thomas Cosgrove, collector Fourteenth Ward.)

Q. Did you have any assistance in marking your ballot?—A. No.

Q. How long have you been a resident of that election district?—A. Since I was born; all but a couple of years.

Q. Did you have any assistance in marking your ballot at all?—A. No.

ANDREW GAFFENEY, called and sworn.

Direct examination by Mr. WELLES:

Q. Where were you born, Mr. Gaffaney?—A. In this city, Fourteenth Ward.

Q. When?—A. 1863.

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where?—A. First district, Fourteenth Ward.

Q. How long have resided in that election district?—A. All my life.

Q. Got a State and county tax receipt?

(Witness produces tax receipt numbered 673, for county tax for 1901, for Andrew Gaffaney, signed by Eugene Cosgrove, collector. Dated December 17, 1901.)

Q. Did you have any assistance in marking your ballot?—A. No.

Q. What is your address?—A. 1001 West Lackawanna avenue.

WILLIAM H. GREAVES, called and sworn.

Direct-examination by Mr. WELLES:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. How old are you?—A. Fifty-five.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. How long have you resided in that district?—A. Nine months.

Q. From what date? When did you move there?—A. May, I think, May of 1902. Yes.

Q. Where did you reside before that?—A. Seventh Ward, Capouse avenue.

Q. How long did you live there?—A. About three years there.

Q. State and county tax receipts?—A. Haven't got any receipts.

Q. Never paid any State or county taxes?—A. Not in the Fourteenth. Paid in the Seventh.

Q. Have you got any tax receipts?—A. Can not find any. The old lady paid some.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Q. Did you file any oath when your vote was accepted?—A. No.

Q. Your vote was not challenged?—A. No, sir.

Q. Your name was on the rolls?—A. Yes, sir.

Q. Your vote challenged?—A. No, sir.

Q. What is your residence now?—A. 1015 Lafayette.

Q. Didn't swear in your vote?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Mr. Greaves, have you paid any State and county tax within two years preceding October 4, 1902?—A. No; not in the last three years.

JOHN COLEMAN, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where were you born?—A. Hyde Park.

Q. When?—A. 1869.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. How long have you resided in that district?—A. Since I was born.

Q. Any State and county tax receipt?—A. No; I lost it; 1900 tax I lost.

Q. Have you got any? Did you bring any with you at all?—A. No; that is the last tax I paid.

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. Did you vote with the knowledge and consent of the election board?—A. I suppose.

Q. They had you on the list? Your vote was not contested? You didn't have to swear in your vote or file an affidavit?—A. No, sir.

Q. And your vote was not challenged?—A. No, sir.

Q. Where do you live? What is your residence?—A. 1024 Lafayette street.

Cross-examination by Mr. ROE:

Q. When did you pay your 1900 tax?—A. I think it was in August or September. I ain't sure of what year.

Q. 1900?—A. 1900.

Q. You say you paid none since?—A. No.

Mr. ROE. That is all.

JOHN I. HELLER, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born, Mr. Heller?—A. Born in Pike County.

Q. When?—A. 1871, June 9.

Q. Where did you cast your vote this last election?—A. Why, Fourteenth Ward, First district.

Q. How long have you been a resident of that election district?—A. About seven or eight years.

Q. You have been there ever since you came to this county?—A. No, sir.

Q. Did you bring a State and county tax receipt?—A. Yes, sir.

(Witness produces county tax receipt for 1901, numbered 400, dated October 17, 1901, assessed as John T. Heller, signed Eugene Cosgrove, collector.)

The Witness: He got it wrong, I suppose.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Anybody in the booth with you when you marked it?—A. No.

Q. What is the number of your residence?—A. I did live at 225 North Ninth street. My address is now 227, one door below.

W. F. CARPENTER, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. In Wyoming County.

Q. What is your age?—A. I was born in 1859.

Q. Where did you vote?—A. Fourteenth Ward, first district.

Q. How long have you been a resident of that election district?—A. I think it will be three years in April.

Q. Any State and county tax receipts?—A. I have not.

Q. Have you paid a State and county tax?—A. I am not positive on that. I have paid I can not tell how many taxes since I have been there, but a State and county tax receipt I can not produce. Whether I paid it or not, I am not positive. And who the parties were that I paid the tax to, I can not tell that.

Q. You don't know them?—A. There is one Vereen, some such name, as that.

Q. Are you the owner of real estate?—A. No.

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Your vote was not challenged?—No, sir.

Q. What is your number?—A. 307 Fairview avenue.

Cross-examination, by Mr. ROE:

Q. Mr. Carpenter, do you remember paying any tax to Thomas Cosgrove?—A. I could not say I did.

Q. You can not recollect paying anything at all?—A. Not personally. I think my wife paid to one or two persons.

Q. Do you remember paying any tax at all within two years preceding last October, I mean State and county?—A. I could not say as for that, or what the tax was. I would not be positive.

Mr. ROE. That is all.

B. E. BERRY, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Wayne County.

Q. When?—A. 1874.

Q. Where was your vote cast?—A. Fourteenth Ward.

Q. District?—A. First District; I think so; it is on Price street.

Q. Back of Cosgrove's?—A. Yes, sir; I think it was the First.

Q. How long have you been a resident of that election district?—A. Lived there two years next May.

Q. Any State and county tax receipt?—A. Not in two years previous to that.

Q. Any tax receipts with you?—A. No State or county taxes. I have never been registered; not in that ward. Up in the Seventeenth Ward I voted on Madison avenue.

Q. Have you any tax receipts for that?—A. No; I have not.

Q. You never paid any State or county taxes in the Fourteenth Ward?—A. No; I have not been registered there. I have offered to pay them, and have tried to pay them. Neither have they any poor tax against me.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. No one in the booth with you?—A. No, sir.

Q. Did you have to file an affidavit before your vote was accepted?—A. I don't remember I filed any, but I was challenged, and my vote was sworn.

Q. What street and number?—A. 901 Price street.

Cross-examination by Mr. ROE:

Q. Mr. Berry, did you pay any county tax while you were in the Seventeenth Ward?—A. I think it was in the Seventeenth Ward I paid State and county tax. I never paid State and county tax but once, and never had any against me but once. I think it was in 1889—I think it was 1898 or 1899.

WILLIAM KOCH, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Lehigh County.

Q. What is your age?—A. Thirty-four; born in 1869.

Q. What ward and election district did you vote in?—A. Fourteenth Ward.

Q. What district?—A. Back of Cosgrove's, there.

Q. How long have you been a resident of that election district?—A. About three years.

Q. Any State or county tax receipts?—A. A few of them.

Q. Got any other one?—A. No, sir; that is all I ever paid. I have been to Cosgrove's and to Murray's, and they ain't got me on the books at all.

(Witness produces county tax receipt dated September 12, 1898, numbered 85, from Timothy Jones, collector, assessed against William H. Koch, for the Fifth Ward, for the year 1898.)

Q. Did you have any assistance in marking your ballot?—A. No, sir.

Q. You voted with the consent of the election board there?—A. Yes, sir.

Q. Did you swear in your vote?—A. No; I didn't swear in my vote.

Q. Didn't file an affidavit before your vote was accepted? Your vote was not challenged, or anything?—A. No, sir; I was on the roll.

Q. What is the number of your street you live on; what is your residence?—A. 214 Chestnut street.

Cross-examination by Mr. ROE:

Q. Mr. Koch, have you any later receipt than this—September 12, 1898?—A. No. They have not got me on the books. I was up to Cosgrove's and Murray's, and they ain't got me on the books.

Q. Have you been to the county tax collector?—A. Yes; he had nothing against me.

Mr. ROE. That is all.

DANIEL ALVORD, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. I did.

Q. Where were you born?—A. Elmhurst.

Q. When?—A. 1876.

Q. How long have you resided in that election district?—A. About two years now.

Q. Any State and county tax receipts?—A. No, sir; I could not find any to pay.

Q. Any assessed?—A. I have been to Cosgrove three times. He says I am not on the books, and also in another ward, and he says I am not on the books.

Q. You lived in another ward before you moved there?—A. Yes, the Fifteenth.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Your vote challenged?—A. No, sir.

Q. Did you file an affidavit?—A. No, sir.

Q. Street and number.—A. 55 Merrifield street.

Cross-examination by Mr. ROE:

Q. How long have you lived in that district?—A. Two years this June. I lived there two years the 11th day of June.

By Mr. WELLES:

Q. You never paid any county taxes in the other ward you lived in?—A. No, sir.

By Mr. ROE:

Q. How old are you?—A. Between 26 and 27.

Mr. ROE. That is all.

JOHN GIBLIN, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902?—A. You will get my evidence when you give me collateral security of some kind.

Q. You voted at the election held November 4, 1902, for Congressman?—A. Yes, sir.

Q. Where were you born?—A. I am a native of Pennsylvania.

Q. How old are you?—A. Over 50.

Q. Where did you vote at that election?—A. First district, Fourteenth Ward.

Q. How long have you been a resident of that election district?—A. I am eighteen, nineteen, or twenty years.

Q. Any State or county tax receipt?—A. Yes, sir.

(Witness produces county tax receipt for 1900, No. 317, dated Scranton, Pa., 1901, Thomas Cosgrove, collector, per Genie.)

Q. When did you pay this tax?—A. I paid it when they presented the order. I don't remember now exactly. I got two, a double-ender.

(Witness also produces a county tax receipt for the year 1900, numbered 380, for the Twenty-first Ward, S. O. Charles, collector, dated March 2, 1901.)

Q. Did you have any assistance in marking your ballot?—A. No, but I had a good deal of difficulty. I was going to vote for Mr. Connell. I had quite a difficulty to pick out the best man, and the one that believed in God was the best man.

Q. Did you swear in your vote?—A. I didn't have to.

Q. Your vote was not challenged?—A. No.

Q. Anybody in the booth with you when you marked your ballot?—A. No.

Q. What is your street and number?—A. 122 Chestnut avenue.

W. F. ALBRO, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. I did, sir.

Q. Where were you born?—A. Waterloo, Seneca County, 1837.

Q. Pennsylvania?—A. No, sir; New York.

Q. In what ward and district did you vote?—A. Fourteenth Ward, First district.

Q. How long have you been a resident of that district?—A. Nineteen years.

Q. Any State or county tax receipts?—A. I have.

(Witness produces county tax receipt numbered 336, dated September 29, 1901, for the year 1901, assessed Frank Albro, signed Eugene Cosgrove, collector.)

Q. Did you pay that tax yourself?—A. I did.

Q. Any assistance in marking your ballot?—A. Never; I have been on the board for nineteen years, with the exception of one.

Q. What is your street and number?—A. 207 Chestnut street.

BARTLEY DUDDY, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. England.

Q. How old are you?—A. About 41 or 42.

Q. In what ward and election district did you vote?—A. Fourteenth Ward, First district.

Q. How long have you been a resident of that district?—A. About twenty years; not in the district, but I have been in the ward twenty years.

Q. Street and number?—A. 122 Lafayette.

Q. Have you naturalization papers?

(Witness produces naturalization paper issued out of the court of quarter sessions of Lackawanna County, dated the 6th day of October, 1887, made out to Bartley Duddy, a native of England.)

Q. Were you in court and sworn when you got this paper?—A. Yes, sir.

Q. State and county tax receipt?—A. Yes, sir.

(Witness produces county tax receipt for 1900, numbered 191, dated Scranton, Pa., November 5, 1900, Thomas Cosgrove, collector, made out to Bartley Duddy.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. You had no assistance—no one in the booth with you?—A. No.

Q. Your vote was not challenged?—A. No, sir; I didn't have the vote challenged for years up there.

JACOB FETHERMAN, called and sworn.

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Portland, Pa.

Q. When were you born, Mr. Fetherman?—A. July 9, 1874.

Q. What ward and election district?—A. Fourteenth Ward and Second district.

Q. How long have you been a resident of that election district?—A. Twenty years I lived there.

Q. State and county tax receipt?

(Witness produces his tax receipt, numbered 362, dated October 4, 1901, for county tax for the year 1901, signed Eugene Cosgrove, per T. C.)

Q. Have any assistance in marking your ballot?—A. No, sir.

Q. Alone in the booth?—A. Yes, sir.

Q. Pay your tax out of your own money?—A. Yes, sir.

Q. Where do you live?—A. 226 Ninth street north.

Q. Was your vote challenged?—A. No, sir.

LOUIS FETHERMAN, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Monroe County.

Q. In Pennsylvania?—A. Yes, sir.

Q. What is your age?—A. Fifty-six.

Q. Where did you vote?—A. Second district, Fourteenth Ward.

Q. How long have you been a resident of that election district?—A. About twenty years.

Q. Any State or county tax receipt?

(Witness produces tax receipt No. 363, dated Scranton, Pa., October 4, 1901, for county tax, Fourteenth Ward, for the year 1901, signed Eugene Cosgrove, collector, per T. C.)

Q. Did you pay that tax out of your own money?—A. Yes, sir.

Q. Did you have any assistance in marking your ballot?—A. No.

Q. Vote challenged?—A. No, sir.

Q. What is street and number?—A. 226 North Ninth street.

Mr. WELLES. That is all.

ARTHUR DECKER, called and sworn.

Direct examination by Mr. WELLES:

Q. Did you vote at the election held November 4, 1902, for the office of Congressman?—A. Yes, sir.

Q. Where were you born?—A. Flatbrookville, N. J.

Q. How old are you?—A. Twenty-seven.

Q. Where did you vote?—A. Fourteenth Ward, First district.

Q. How long have you been a member of that election district?—A. A year last October.

Q. Any State and county tax receipts. Have you any other county tax receipts?—A. No, sir.

(Witness produces tax receipt No. 81, dated Falls, Pa., December 18, 1900, taxes for 1900, signed E. O. Dershimmer, Square Top, Wyoming County, Pa.)

Q. Did you pay Mr. Dershimmer?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

Q. He gave you his receipt. Are all his receipts that way, in pencil?—A. I don't know, I am sure; I suppose they are.

Q. When did you leave Wyoming County?—A. I left Wyoming County about a year ago last August; went to Clarks Summit; was at Clarks Summit until October; a year ago last October I came here, October, 1901.

Q. Any assistance in marking your ballot?—A. No, sir.

Q. Your vote challenged?—A. No, sir.

Q. Didn't have to swear your vote?—A. No, sir.

Q. Never paid any taxes in the Fourteenth Ward?—A. No, sir.

Q. What is the street and number of your residence?—A. 227 Chestnut avenue.

Mr. ROE. That is all.

At this point the hearing adjourned until Friday, February 13, 1903, 9 o'clock a. m., to meet at the same place.

Now, Friday, February 13, 1903, 9 o'clock a. m., hearing is resumed before Charles McMeans, commissioner, at room No. 432 Connell Building, Washington avenue, Scranton, Pa., pursuant to adjournment.

Appearances: For contestant, James E. Watkins, esq.; for contestee, Clarence Balentine, esq., William H. Roe, esq.

Mr. BALENTINE. On the part of the contestee I object to the taking of any testimony at this time and place, for the reason that the forty days allowed by the act of Congress within which the contestant must take his testimony in chief has expired, the answer of Mr. Howell having been served on Mr. Connell on January 3, 1903.

JOHN O'BOYLE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fourth district, Providence.

Q. Where do you live?—A. Warren street, Providence.

Q. What is the number?—A. 309.

Q. How long have you lived continuously at that place?—A. Born there.

Q. When were you born?—A. 1874.

Q. Month?—A. December.

Q. The day?—A. Sixth day.

Q. Let me see your tax receipts, please. You paid the tax represented by this receipt out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., June 7, 1902, showing the payment of a county tax in the Second Ward, city of Scranton, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot, Mr. O'Boyle?—A. Yes, sir.

Q. Anybody in the voting compartment at the time you marked it?—A. No, sir.

JAMES O'BOYLE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of the Fourth district, Second Ward?—A. Thirty-six years.

Q. Where do you live?—A. Live in Warren street.

Q. What number?—A. 309.

Q. Where were you born?—A. Ireland.

Q. When—how old are you?—A. I am about 64 or 65.

Q. Have you got a naturalization paper?—A. Yes, sir.

Q. This is your paper, is it?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir; in Carbondale.

(Witness produces a certificate of naturalization issued out of the mayor's court of Carbondale, dated the 10th day of February, 1860, showing the naturalization of one James O'Boyle, a native of Ireland.)

Q. This is your tax receipt?—A. Yes, sir.

Q. And you paid the tax represented by it out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., June 7, 1902, showing payment of county tax for the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

THOMAS PAYTON, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. No, sir.

Q. Where do you live?—A. Fourth district.

Mr. ROE. We object to all the evidence of this witness as being irrelevant and immaterial from the fact that he states he didn't vote at the election held November 4, 1902, for Congressman.

Q. Tell us where your residence is.—A. 356 Theodore street.

Q. How long have you lived there?—A. Since 1900.

Q. You lived in the district and at that number three years?—A. Yes, sir.

Q. Do you know of any other Thomas Payton in that vicinity?—A. No; no one else of that name.

Q. Nobody else?—A. No, sir.

Q. Have you voted at all?—A. But not in that district.

Q. Did you vote that election?—A. Yes, sir.

Q. But you didn't vote for the office of Congressman?—A. No, sir.

WALTER SMITH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last election—last November 4?—A. Yes, sir.

Q. Where did you vote?—A. I voted in the Second Ward, Fourth district.

Q. How long have you been a resident of that election district?—A. Seven or eight years.

Q. Where do you live?—A. Warren street, 333.

Q. How long have you lived continuously at that place?—A. About eight years.

Q. Where were you born?—A. Born in Poland.

Q. When were you born?—A. 1871.

Q. The month?—A. October.

Q. And when in October?—A. I think the 26th.

Q. Got a naturalization paper?—A. Yes, sir.

Q. Let me see them, please. This your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization, issued out of the court of quarter sessions of Lackawanna County, dated the 2d day of October, 1896, showing the naturalization of one Waddick Smith, a native of Poland.)

Attached to the certificate of naturalization is the following copy of the court records in the said quarter sessions: In re naturalization of Waddick Smith, in the court of quarter sessions of Lackawanna County, Pa., No. 465, February sessions, 1902. Now, January 4, 1902, upon filing petition, and on motion of counsel for petitioner, rule is granted to show cause why the record purporting to be the record of naturalization of Waddick Smith, dated 2d day of October, 1896, should not be so amended as to make the surname Zadroski, instead of Smith. Returnable at the next argument court. By the court. Now, February 19, 1902, rule absolute. Certified from the records this 16th day, A. D. 1902. Thomas P. Daniels, clerk. Seal of quarter sessions attached.)

Q. Have you got any tax receipts?—A. Yes, sir.

Q. You paid the tax represented by this receipt, did you?—A. Yes, sir.

Q. And out of your money?—A. I didn't pay it on the right name.

Q. You paid on this name?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 1, 1901, showing the payment of a county tax in the Second Ward of the city of Scranton for the year 1901 to C. V. Terwilliger. The tax is purported to have been paid by Waltie Smith.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the voting compartment with you when you marked it?—A. No, sir.

W. H. THOMAS, called and sworn.

Direct examination by Mr. WATKINS:

Q. You voted for the office of Congressman last election?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you lived continuously in that district?—A. About thirteen years.

Q. Where do you live now?—A. 330 Warren street.

Q. How long have you lived there continuously?—A. About three years in that house.

Q. Where were you born?—A. Wales.

Q. When were you born?—A. 1859, I think.

Q. Month, do you remember?—A. I don't remember the month.

Q. How old are you?—A. I am about 43 or 44; somewheres around that.

Q. Naturalization papers?—A. Yes, sir.

Q. This your paper, Mr. Thomas?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 29th day of September, 1884, showing the naturalization of one William H. Thomas, a native of Wales.)

Q. When did you come to this country, Mr. Thomas?—A. I don't remember the year; 1878, I think it was.

Q. You paid the tax represented by this receipt out of your own earnings?—A. Sure. Nobody else would be good enough to pay them for me.

(Witness produces tax receipt dated Scranton, Pa., September 3, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot, Mr. Thomas?—A. I try to do that every time.

Q. Did you?—A. I certainly did.

Q. Anybody in the booth with you when you marked it?—A. No, sir.

A. E. WHITE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of that election district?—A. About eight years.

Q. Where do you live?—A. I live on Green street.

Q. What number?—A. 307.

Q. How long have you lived continuously in that place?—A. About two years and a half.

Q. Green street is in the Fourth district?—A. Yes, sir.

Q. Where were you born?—A. Lackawanna County.

Q. When?—A. I am 40 years old in March.

Q. Tax receipts? You paid the tax represented by this receipt?—A. Yes, sir.

(Witness produces duplicate tax receipt dated Scranton, Pa., November 7, 1901, showing the payment of a county tax for the year 1901 in the Second Ward of the city of Scranton to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot, Mr. White?—A. Yes, sir.

Mr. WATKINS. That is all.

PHIL MURTAUGH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you lived in that election district?—A. About thirty-five years.

Q. Where do you live now?—A. Same place, Oak street.

Q. What number?—A. 431.

Q. Where were you born?—A. Providence.

Q. When were you born?—A. 1863.

Q. Month?—A. January.

Q. Date?—A. Eleventh.

Q. This your tax receipt?—A. Yes, sir.

Q. Did you pay the tax represented by it?—A. Sure.

Q. Out of your own earnings?—A. Sure.

(Witness produces tax receipt dated Scranton, Pa., September 6, 1901, showing payment of a county tax in the Second Ward of the city of Scranton for the year 1901 to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS MURTAUGH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the last election?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fifth district.

Q. How long have you been a resident of that election district?—A. Thirty-five years.

Q. Where is your present residence?—A. Right there yet.

Q. What is the number?—A. 444 Oak street.

Q. Where were you born?—A. Canada.

Q. When were you born?—A. 1852.

Q. Month?—A. Fifth of October.

Q. Let me see your naturalization paper. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Not when I received that paper. That is a copy of it, though.

(Witness produces a certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 3d of May, 1899, showing the naturalization of one Thomas Murtaugh, a native of Canada, on the 6th day of October, 1876.)

Q. When did you come to this country?—A. I was about three or four months old.

Q. Have you any other tax receipt?—A. Not here. I have got them up home. I have got them all.

Mr. WATKINS. We move to strike the words, "I have got them up home; I have got them all," as not responsive to the question.

(Witness produces tax receipt dated November 24, 1902, showing payment of a county tax for the year 1902 in the Second Ward, city of Scranton, to C. V. Terwilliger, collector.)

Q. Have you paid a county tax within two years prior to October 4, 1902?—A. Yes, sir.

Q. That is, before—two years before October 4, 1902, you paid a State and county tax?—A. I suppose I have. I would not say for sure.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

JOHN MORAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November?—A. Yes, sir; Second Ward, Fifth district.

Q. How long have you lived in that election district?—A. About twenty years.

Q. Where do you live now?—A. 428 Cayuga street.

Q. How long have you lived at that residence continuously?—A. Twenty years.

Q. Where were you born?—A. Born in West Market street.

Q. Scranton?—A. Yes, sir.

Q. When?—A. 1879, October.

Q. The date?—A. Twenty-second.

Q. Any tax receipts?—A. Yes, sir.

Q. Pay the tax represented by this receipt out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 1, 1901, showing the payment of a county tax for the year 1901 in — Ward, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Mr. WATKINS. That is all.

EDWARD MURTAUGH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fifth district.

Q. How long have you lived in that election district?—A. Born there.

Q. How many years is that?—A. Twenty-two.

Q. What is your number?—A. 431 Oak street.

Q. Where were you born?—A. North End, Scranton.

Q. When were you born?—A. 1881, 14th of July.

Q. Any tax receipts?—A. No.

Q. You voted on age, did you?—A. Yes, sir.

Q. Your vote was sworn in?—A. Yes, sir.

Q. Did you sign any paper?—A. Yes, sir.

Q. What kind of a paper was it?—A. I signed my own name at the bottom of it.

Q. Did you have a witness?—A. Yes, sir.

Q. Who?—A. John Foley.

Q. Where does John Foley live?—A. Beaumont avenue.

Q. Is that in the same district?—A. Yes, sir.

Q. You say you did sign your name at the bottom of the paper?—A. Yes, sir.

Q. Who swore you in?—A. John Foley.

Q. What was he, one of the officers?—A. No, sir.

Q. So that judge of election didn't administer the oath to you?—A. Yes, sir.

Q. Who was he?—A. Jennings.

Q. He was the judge of the election?—A. Yes, sir.

Q. And he administered an oath to you before you voted?—A. Yes.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

JOHN MONTGOMERY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.
 Q. How long have you been a resident of that election district?—A. Over twenty years.
 Q. Where do you live at present?—A. 1716 McDonough avenue.
 Q. How long have you lived at that location continuously?—A. Fourteen years.
 Q. Where were you born?—A. Ireland.
 Q. When were you born.—A. 1859.
 Q. Month?—A. June.
 Q. Date?—A. Nineteenth.
 Q. Is this your naturalization paper?—A. Yes, sir.
 Q. Were you in court and sworn when you received it?—A. Yes.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 2d day of October, 1893, showing the naturalization of one John Montgomery, a native of Ireland.)
 Q. Is this your tax receipt?—A. Yes, sir.
 Q. You paid the tax represented by it yourself?—A. Yes, sir.
 Q. Out of your own earnings?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., September 28, 1901, showing the payment of a county tax for the year 1901 in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector; countersigned, G. T. H.)
 Q. Did you mark your own ballot?—A. I did.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. WATKINS. That is all.

P. J. O'DONNELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Mr. O'Donnell, did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth district, Second Ward.
 Q. How long have you been a resident of that election district?—A. Thirty-two years.
 Q. Where do you live now?—A. In that district; 331 Green street.
 Q. How long have you lived continuously at that place?—A. Thirty-two years.
 Q. Where were you born?—A. Carbondale.
 Q. When were you born?—A. 1847, 19th of November.
 Q. Tax receipts?—A. Yes, sir.
 Q. Pay the tax represented by this receipt yourself?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., September 30, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

JOSEPH O'DONNELL, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth district, Second Ward.
 Q. How long have you lived in that election district?—A. Twenty-five years.
 Q. You live at 331 Green street?—A. 332.
 Q. How long have you lived continuously at that place?—A. Three years.
 Q. Where did you live before you went to live there?—A. 331.
 Q. Where were you born?—A. Scranton, 331 Green street.
 Q. And when were you born?—A. 1877, October 22.
 Q. Tax receipts? You paid the tax represented by this receipt out of your own money?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., September 30, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot at that election?—A. Yes, sir.
 Q. Anybody in the booth with you when when you marked it?—A. No.
 Mr. WATKINS. That is all.

WILLIAM WILSON, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman, Mr. Wilson, last November?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of that election district?—A. About ten years.

Q. Where do you live?—A. In Ferdinand street, No. 349.

Q. Where were you born?—A. England.

Q. When were you born?—A. 1839.

Q. Month?—A. Ninth of August.

Q. Let me see your naturalization paper. Is this your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?

(Witness produces a paper purporting to be a discharge from the Army of the United States, dated at Fort Leavenworth the 13th day of November, 1865.)

Q. Is this the only paper you have?—A. Yes, sir.

Q. You have no regular naturalization certificate that you received from the Army upon your discharge?—A. Yes, sir.

Q. You paid the tax represented by this receipt?—A. Yes, sir.

Q. Have you any other?—A. Just these other tax papers.

Q. You haven't any other tax receipts besides this?—A. I have at home.

(Witness produces tax receipt dated Scranton, Pa., December 1, 1902, showing the payment of a county tax in the Second Ward of the city of Scranton for the year 1902 to C. V. Terwilliger, collector, countersigned E.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Wilson, how long have you been in the Second Ward of the Fourth district?

Mr. WATKINS. We object to this as not being cross-examination, and being incompetent, immaterial, and irrelevant.

A. I have been voting in that district about six years, and used to be in the First, in that ward.

Mr. WATKINS. We move to strike out the answer as being incompetent, immaterial, and irrelevant.

THOMAS MORAN, Sr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Mr. Moran, did you vote at the election held last fall for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you lived in that district?—A. Forty-eight or forty-nine years.

Q. Where do you live?—A. Second Ward.

Q. I mean street and number.—A. Oak street, 517.

Q. How long have you lived continuously at that place?—A. Well, pretty nearly fifty years, I guess.

Q. Where were you born?—A. Ireland.

Q. When were you born?—A. I couldn't tell you that.

Q. How old are you?—A. That I couldn't tell you neither. My father and mother came to this country when I was a year and six months.

Q. You have been here?—A. Fifty years.

Q. Is it safe to say you are 50 years old?—A. Over that.

Q. How old are you? Are you 60?—A. No; not quite 60.

Q. Fifty-five?—A. I am sure I am.

Q. Fifty-eight?—A. I could not tell you that; I couldn't tell you exactly.

Q. Let me see your naturalization papers. Is this your paper, Mr. Moran?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County 2d day of February, 1884, showing the naturalization of one Thomas Moran, a native of Ireland.)

Q. Your tax receipts. This is the only one you have?—A. That is all I brought.

Q. You haven't any other receipt?—A. Not here.

Q. You have none later?—A. Not as I know of.

(Witness produces the following tax receipt: Mr. Thomas Moran, Second Ward.

Your State and county tax for 1900 is \$2.24. Immediate payment is necessary. Received payment August 7, 1900, signed W. H. Thomas.)

- Q. Have you paid any tax since then?—A. I pay no tax; it is the woman pays it.
- Q. I mean county tax?—A. I couldn't tell you.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Any assistance in marking it?—A. No, sir.
- Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

- Q. Have you any later receipts than that for taxes at home?—A. I don't know.

JOHN MURTAUGH, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote at the last election for the office of Congressman?—A. Yes, sir.
- Q. Where did you vote?—A. Fifth district, Second Ward.
- Q. How long have you lived continuously in that election district?—A. About twenty-five years.
- Q. Where do you live now?—A. 444 Oak street.
- Q. Where were you born?—A. Fifth district, Second Ward, 444 Oak street.
- Q. How old are you; when were you born?—A. April 26, 1877.
- Q. Let me see your tax receipts. Have you any other receipt?—A. I have in the house. I haven't got them with me.

(Witness produces tax receipt dated Scranton, Pa., November 25, 1902, showing the payment of a county tax in the Second Ward for the year 1902 to C. V. Terwilliger, collector.)

- Q. Did you mark your own ballot?—A. Yes, sir.
 - Q. Anybody in the booth with you when you marked it?—A. No, sir.
- Mr. WATKINS. That is all.

PATRICK McDERMOTT, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. No.
 - Q. Did you vote for any office?—A. No, sir.
 - Q. Any other Patrick McDermott in that vicinity?—A. No, sir; not that I know of.
 - Q. How long have you lived in that ward?—A. Sixteen years.
 - Q. Where were you that day?—A. I was working until evening, but I didn't vote.
- Mr. WATKINS. That is all.

RICHARD McHALE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman, Mr. McHale, last November 4?—A. Yes, sir.
- Q. Where did you vote?—A. Second Ward, Fifth district.
- Q. How long have you lived continuously in that election district?—A. Thirty-eight years.
- Q. Where do you live now?—A. Same place.
- Q. What is the number?—A. 439 Oak street.
- Q. Where were you born?—A. Wayne County.
- Q. When?—A. 1854.
- Q. Date?—A. Twentieth of August.
- Q. Let me see your tax receipts. Have you any others?—A. Not with me; I didn't think any more was required.
- Q. You saw that notice, didn't you?—A. No, sir.
- Q. Weren't you served?—A. No; I didn't read it.

(Witness produces tax receipt dated Scranton, Pa., December 30, 1902, showing the payment of a county tax for the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

- Q. Did you mark your own ballot, Mr. McHale?—A. Yes, sir.
- Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

- Q. Have you paid any other county taxes within two years preceding the election of November 4?—A. Yes, sir.

Mr. WATKINS. We object to the question as not being cross-examination, and ask that the answer be stricken out.

- Q. Pay any in 1901?—A. Yes, sir.

Mr. WATKINS. We object to the question as not being cross-examination, it being also immaterial, incompetent, and irrelevant, and we ask that the answer be stricken out.

JOSEPH McANDREW, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes.
- Q. Where did you vote?—A. Fifth district, Second Ward.
- Q. How long have you been a resident of that election district?—A. Fifteen years.
- Q. Where do you live?—A. 1750 Perry avenue.
- Q. Where were you born?—A. North Scranton.
- Q. When?—A. August 11.
- Q. When?—A. 1877, I think it was—26 last August—1876, I guess it is.
- Q. Tax receipts?—A. I aint got any.
- Q. Did you mark your own ballot?—A. Yes, sir.
- Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Have you paid any taxes within two years preceding the election, State and county? Have you paid any taxes within two years preceding October 4, 1902?—A. There were none entered against me.

Q. Did you ask the assessor?—A. My sister asked him.

Q. She always pays your taxes?—A. Yes, sir.

Mr. WATKINS. We object to the questions as not being cross-examination, no questions having been asked the witness as to any tax paid by him, and we ask that the questions and answers be stricken out.

JAMES McNISH, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
- Q. Where did you vote?—A. Fifth district, Second Ward.
- Q. How long have you been a resident of that election district?—A. About thirty-four years.
- Q. Where do you live now?—A. Same district.
- Q. Number and street?—A. 1869 Block street.
- Q. When were you born—where were you born?—A. Ireland.
- Q. When?—A. I couldn't tell exactly.
- Q. How old are you?—A. Fifty-four years old next July.
- Q. Let me see your naturalization paper, please. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 4th day of October, 1884, showing the naturalization of one Thomas McNish, a native of Ireland.)

Q. Tax receipts. Did you pay the tax represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 14, 1901, showing the payment of a county tax, Second Ward, city of Scranton, for year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

MARTIN McNISH, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
- Q. Where did you vote?—A. Fifth district, Second Ward.
- Q. How long have you been a resident of that election district?—A. About thirty-four years.
- Q. Where do you live?—A. 1766 McDonough avenue.
- Q. Where were you born?—A. Ireland.
- Q. When?—A. 1855.
- Q. Time of the year?—A. I couldn't tell you the day of the month.
- Q. The month, can you give it?—A. No.
- Q. Let me see your naturalization papers. Were you in court and sworn when you received this?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common

pleas of Luzerne County, dated the 5th day of October, 1876, showing the naturalization of one Martin McDonough, a native of Ireland.)

Q. You paid the taxes represented by this receipt yourself?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 30, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

R. P. McLEOD, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last election, held November 4?—A. Yes, sir.

Q. Where?—A. Second Ward, Fifth district.

Q. How long have you been a resident of that district?—A. Sixteen years.

Q. Where do you live?—A. Brick avenue at present.

Q. Number?—A. 2013.

Q. How long have you been a resident of that place continuously?—A. About four weeks.

Q. Where did you reside before?—A. 1859 Yard; sixteen years on that street.

Q. Where were you born?—A. Lackawanna County—Dunmore.

Q. Your age?—A. Born in 1856.

Q. When?—A. September 20.

Q. Let me see your tax receipts? Did you pay the taxes represented by this receipt out of your own earnings?—A. Yes.

(Witness produces tax receipt dated Scranton, Pa., November 21, 1901, showing the payment of a county tax for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot at that election?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

JOHN NOONE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where do you vote?—A. Second Ward, Fifth district.

Q. How long have you been a resident of that election district?—A. Five years.

Q. Where do you live?—A. 417 Oak street.

Q. How long have you lived continuously at that place?—A. Five years.

Q. Where were you born?—A. Ireland.

Q. When?—A. June 24, 1858.

Q. Let me see your naturalization paper.

(Witness produces certificate of naturalization issued out of the court of common pleas of Schuylkill County, dated the 5th day of October, 1888, showing the naturalization of one John Noone, a native of Ireland.)

Q. Tax receipt? Any other receipts?—A. No, sir.

Q. These the only ones you have with you?—A. That is all.

(Witness produces two tax receipts, the first bearing date February 10, 1900, showing the payment of a county tax for the year 1900, in the Second Ward of the city of Scranton, to Thomas Jehu, collector.)

The second tax receipt is dated Scranton, Pa., February 10, 1903, showing the payment of a county tax for the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE.

Q. Mr. Noone, have you paid any State and county taxes within two years preceding the last election?

Mr. WATKINS. We object to the question as not being cross-examination, and also as being incompetent, immaterial, and irrelevant.

A. You mean 1902?

Q. 1902 or 1901?—A. No, sir; I have not 1902 paid.

Q. Have you paid any in 1901?—A. These are them here.

Q. Are these the only receipts you have for county taxes?—No, sir; I got more home.

Q. You have more county-tax receipts?—A. Yes, sir.

Mr. WATKINS. We object to these questions as not being cross-examination, and as not being relevant, competent, or material, no questions having been asked the witness as to the payment of any taxes, and we ask that the answers be stricken out.

PATRICK NAUGHTON, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Second Ward, Fifth district.
 Q. How long have you lived continuously in that district?—A. Forty-three years, Second Ward.
 Q. Where do you live now?—A. 527 West Market street, Second Ward.
 Q. Where were you born?—A. Second Ward.
 Q. When?—A. I think it was in 1858.
 Q. Month?—A. March; I don't remember the date.
 Q. Let me see your tax receipts. You paid the tax represented by this receipt out of your own earnings?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., March 9, 1901, showing the payment of a county tax for the year 1900, in the Second Ward, city of Scranton, to Thomas Jehu, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

VINCENT O'MALLEY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.
 Q. How long have you been a resident of that election district?—A. About thirteen years.
 Q. Where do you live?—A. 513 West Market street.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 1879.
 Q. Month?—A. 10th April.
 Q. Tax receipts?—A. I voted on age.
 Q. You have no tax receipts?—A. No, sir.
 Q. Have you ever paid any taxes?—A. No, sir.
 Q. Was that the first time you had ever voted?—A. No, sir.
 Q. You voted before that?—A. Yes, sir.
 Q. Was your vote sworn in?—A. I was registered. I went in and got a ballot and voted.
 Q. Any assistance in marking your ballot?—A. No, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. ROE. That is all.

THOMAS O'MALLEY, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.
 Q. How long have you lived in that election district?—A. About five years.
 Q. Where do you live now?—A. 1744 McDonough avenue.
 Q. How long have you lived continuously at that place?—A. Over three years.
 Q. Where were you born?—A. Scranton.
 Q. When?—A. 27th December, 1858.
 Q. Let me see your tax receipts, please. This is your tax receipt?—A. Yes, sir.
 Q. Did you pay the tax represented by it out of your own money?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., November 18, 1901, showing the payment of a county tax for Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir; I didn't need them.
 Mr. WATKINS. That is all.

RICHARD PEARCE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.

- Q. How long have you been in that district?—A. Two years.
 Q. Where do you live now?—A. 1765 Brick avenue.
 Q. Where were you born?—A. Pittston, Pa.
 Q. How old are you?—A. 32 next March.
 Q. What day of March?—A. Tenth.
 Q. Born in 1871?—A. I don't know what year.
 Q. Tax receipts. Pay this tax out of your own money?—A. Yes.
 (Witness produces a tax receipt dated Scranton, Pa., December 9, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, to C. V. Terwilliger, collector, for the year 1901.)
 Q. Did you mark your own ballot at that election?—A. Yes.
 Q. Anybody in the booth with you when you marked it?—A. No.
 Mr. WATKINS. That is all.

CHARLES PAINE, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman at the election held last November 4?—A. Yes, sir.
 Q. Did you vote—where did you vote?—A. Second Ward, Fifth district.
 Q. How long have you been a resident of that election district?—A. Forty years.
 Q. Where do you live? Street and number.—A. Second Ward, 429 Oak street.
 Q. Where were you born?—A. England.
 Q. When?—A. I could not tell you that.
 Q. How old are you?—A. Going on 58.
 Q. Let me see your papers. This your paper, Mr. Paine?—A. Yes, sir.
 Q. Were you in court and sworn when you got it?—A. Yes, sir.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 19th day, 1889, showing the naturalization of Charles Paine, a native of England.)
 Q. Tax receipts. You paid the tax represented by this receipt, Mr. Paine?—A. Yes, sir.
 Q. Out of your own earnings?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., August 26, 1901, showing the payment of a county tax for 1901, Second Ward, Scranton. C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No, sir.

ANTHONY ROWLAND, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. No.
 Q. Did you vote the ticket all?—A. No, sir.
 Mr. WATKINS. That is all.

JOHN REGAN, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.
 Q. How long have you been a resident of that election district?—A. Since 1865.
 Q. Where is your present residence?—A. 1803 Brick avenue.
 Q. How long have you been continuously at that place?—A. Since 1865.
 Q. Where were you born?—A. Ireland.
 Q. When?—A. 1839.
 Q. Remember the month?—A. June 20, I think.
 Q. Let me see your papers, please. This your paper?—A. A copy of it.
 Q. This is a duplicate of the original?—A. Yes, sir.
 Q. Were you in court and sworn when you got the original?—A. Yes, sir.
 (Witness produces duplicate certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 10th day of February, 1903, showing the naturalization of one John Regan, a native of Ireland, on the 24th day of September, 1872.)
 Q. Have you any tax receipts besides these?—A. I have got—
 Q. Have you paid a State and county tax within the last two years prior to October 4 of last year?—A. Yes; I paid it for 1902.
 Q. Did you pay any tax, county or State, for the two years preceding October 4 of last year?—A. Yes, I have. I thought I had them with me. I paid all the taxes.

(Witness produces tax receipt dated Scranton, Pa., December 15, 1902; showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1902, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot, Mr. Regan?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

(For recall of this witness see page 2867.)

PATRICK PURCELL, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you lived continuously in that election district?—A. Born there.

Q. How long is that?—A. Thirty-three years.

Q. What is the street and number?—A. 445 Oak street.

Q. Where were you born?—A. On Oak street.

Q. Scranton?—A. Yes, sir.

Q. When?—A. March 1, 1869.

Q. Tax receipts. You paid the tax represented by this receipt out of your own pocket?—A. Yes; out of my own earnings.

(Witness produces tax receipt dated Scranton, Pa., March 11, 1902, showing the payment of a county tax for the Second Ward, city of Scranton, for 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

PETER REGAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that district?—A. Twenty-four years.

Q. Where do you live?—A. 515 West Market street.

Q. Where were you born?—A. West Market street, Scranton.

Q. When?—A. 1878.

Q. Month and date?—A. November 17.

Q. Tax receipts. Did you pay the tax represented by this receipt out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 1, 1901, showing the payment of a county tax for Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

JOHN REESE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman at the election held November 4, 1902?—A. Yes, sir.

Q. Where?—A. Second Ward, Fifth district.

Q. How long have you been a resident of that election district?—A. Three years the 1st of next month.

Q. Where do you live now?—A. 1809 Brick avenue.

Q. Where were you born?—A. Wales.

Q. What time?—A. 1872.

Q. Month?—A. June 28.

Q. Got your naturalization papers?—A. No, sir.

Q. You paid the tax represented by this receipt yourself?—A. Yes, sir.

Q. Out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 26, 1901, showing the payment of a county tax, Second Ward, Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Cross-examination by Mr. ROE:

Q. Mr. Reese, have you a naturalization paper?

Mr. WATKINS. We object to the question as not being cross-examination, the certificate of naturalization being the best proof of citizenship.

A. No.

Q. How old were you when you came to this country?—A. Twenty-seven.

Mr. WATKINS. We object to the question as incompetent, irrelevant, and immaterial, and ask that the answer be stricken out:

JAMES TIMLIN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you lived in that election district?—A. Twenty-eight years.

Q. Where do you live?—A. 1750 Brick avenue.

Q. Where were you born?—A. Right there.

Q. How old are you?—A. Twenty-eight; born in 1874, November 30.

Q. Let me see your tax receipts. Paid this tax yourself, did you, out of your own money?—A. Yes, sir.

(Witness produces tax receipt, dated Scranton, Pa., September 14, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

FRANCIS REGAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that election district?—A. Five years.

Q. Where is your present residence?—A. Fifth district.

Q. Street and number?—A. 506 Cayuga street.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1870.

Q. What month?—A. July.

Q. Tax receipt. Did you pay this tax yourself?—A. Yes.

(Witness produces tax receipt, dated Scranton, Pa., December 11, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. ———.

Q. Didn't get any help at all?—A. No, sir.

JAMES SWEENEY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last November?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fifth district.

Q. How long have you been a resident of that election district?—A. Twenty-nine years.

Q. Where is your present residence, street and number?—A. 421 Oak street.

Q. Where were you born?—A. Ireland.

Q. When were you born?—A. 1846.

Q. Month?—A. I don't remember the month.

Q. Papers. This is your paper?—A. Yes, sir.

Q. Were you in court and sworn when you got this?—A. Yes.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County, dated the 5th of October, 1876, showing the naturalization of one James Sweeney, a native of Ireland.)

Q. Tax receipts. This is your tax receipt?—A. Yes, sir.

Q. It is a duplicate of the original?—A. It is a tax receipt.

Q. When did you get it?—A. You have the date there.

Q. Did you get this certificate from Mr. Terwilliger at the time of this date?—A. Yes, sir.

Q. What is the reason he gave you a duplicate?—A. Isn't that the receipt?

Q. It is a duplicate tax receipt. What became of the original? Perhaps you don't understand me. When you paid this tax he gave you a receipt, did he? Now, then, he has marked on this "duplicate." He must have given you this lately.—A. That must be the receipt he gave me, isn't it?

Q. Have you any other receipt? This certificate is marked duplicate.—A. I can not help that; I paid the tax all right.

Q. Do you know what became of the original tax receipt?—A. If it is not my receipt I don't know what became of it.

(Witness produces duplicate tax receipt, dated Scranton, Pa., December 21, 1901, showing the payment of a county tax for the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

MARTIN WALSH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that district?—A. Eighteen years last January.

Q. Where do you live?—A. 1741 McDonough avenue.

Q. Where were you born?—A. Ireland.

Q. When?—A. 1850; December 12.

Q. Let me see your naturalization paper. This your paper, Mr. Walsh?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Luzerne County dated the 5th day of October, 1876, showing the naturalization of one Martin Walsh, a native of Ireland.)

Q. Is this your tax receipt?—A. Yes, sir.

Q. You paid the tax represented by it?—A. Yes, sir; why, undoubtedly.

Q. You paid this tax out of your own money?—A. Yes, sir.

Q. Whom did you vote for?—A. I voted for Mr. Howell.

(Witness produces tax receipt dated December 27, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

MICHAEL TOOMEY, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fifth district.

Q. How long have you resided in that election district?—A. About two years.

Q. Where do you live?—A. Up in Market street, 409.

Q. Where were you born?—A. Ireland.

Q. When were you born?—A. 1854; August.

Q. Do you remember when?—A. 26th, 1854.

Q. Let me see your papers. Were you in court and sworn when you got this paper?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the county court of LaSalle, of the State of Illinois, dated the 1st day of November, 1884, showing the naturalization of one Michael Toomey, a native of Ireland.)

Q. You paid this tax receipt yourself?—A. Yes, sir.

Q. Out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 23, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Mark your own ballot, did you?—A. Yes, sir.

Q. Anybody in the both with you when you marked it?—A. No, sir.

AUSTIN WELLS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you resided in that election district?—A. About eleven years.

Q. Where do you live now?—A. 422 Oak street.

Q. Where were you born?—A. Scranton.

Q. When?—A. 1881.

- Q. What part of the year—month?—A. September 7.
 Q. Let us see your tax receipts.—A. I ain't got none; voted on age.
 Q. Who told you you voted on age?—A. Myself.
 Q. How do you know you were born in 1881?—A. My mother told me.
 Q. What other record?—A. I don't know; only my mother and father.
 Q. And they told you you were born September 7, 1881?—A. Yes, sir.
 Q. You were sworn in, weren't you?—A. Yes, sir.
 Q. Who was your witness?—A. Joseph Evans.
 Q. Did you sign an affidavit?—A. Yes, sir.
 Q. Who administered the oath to you?—A. The judge of election.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you?—A. No, sir.
 Mr. WATKINS. That is all.

PATRICK R. WALSH, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.
 Q. Where did you vote?—A. Fifth district, Second Ward.
 Q. How long have you lived in that election district?—A. About fifteen or sixteen years.
 Q. Where is your present residence?—A. 545 Market street.
 Q. Where were you born?—A. Ireland.
 Q. When were you born?—A. 1852, between the 15th and 25th of August. I couldn't exactly give the regular date.
 Q. Let me see your papers. This is your paper?—A. Yes, sir.
 Q. Were you in court and sworn when you got it.—A. Yes.
 (Witness produces certificate of naturalization issued out of the court of quarter sessions of Lackawanna County, dated the 4th day of October, 1884, showing the naturalization of one Patrick R. Walsh, a native of Ireland.)
 Q. Your tax receipts. You paid this tax, Mr. Walsh, out of your own money?—A. Yes, sir.
 (Witness produces tax receipt dated Scranton, Pa., January 22, 1902, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the booth with you when you marked it?—A. No.

MATTHEW NEALON, called and sworn.

Direct examination by Mr. WATKINS:

- Q. Did you vote for the office of Congressman last November 4?—A. Yes, sir.
 Q. Where did you vote?—A. Fourth district, Second Ward.
 Q. How long have you lived continuously in that election district?—A. Twenty-two years.
 Q. Where is your present residence?—A. 511 Cayuga street.
 Q. Where were you born?—A. About a block away from there.
 Q. In the city of Scranton?—A. Yes, sir.
 Q. When?—A. 1880.
 Q. Month?—A. November 8.
 Q. Have you any tax receipts?—A. No, sir; I was not charged with them.
 Mr. WATKINS. We move to strike out the latter part of that answer as not responsive to the question.
 Q. Did you vote at the last election?—A. Yes, sir.
 Q. Your vote sworn in?—A. Yes, sir.
 Q. First time you had voted?—A. Yes, sir.
 Q. Who was your witness?—A. Patrick Gordon.
 Q. Did you sign your name to any paper?—A. Yes, sir; I signed my name to some kind of a slip, I didn't know what it was.
 Q. An affidavit, was it?—A. Yes, sir.
 Q. Who administered the oath?—A. I don't know who he was.
 Q. Was it Gordon?—A. Gordon was the witness, I think.
 Q. Who was it, if you remember, that swore you in?—A. I could not remember just now who it was.
 Q. At any rate you were given a ballot, and you went into the voting compartment and marked your own ballot?—A. Yes.
 Q. Receive any assistance in marking it?—A. No, sir.

Cross-examination by Mr. ROE:

Q. Was Gordon there in the booth at the time?—A. No, sir.

Mr. ROE. That is all.

JOHN O'ROURKE, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of that election district?—A. About five years.

Q. Where is your present residence?—A. 1711 Wayne.

Q. Where were you born?—A. Scranton City.

Q. When?—A. 1875.

Q. Month?—A. June 15.

Q. Let me see your tax receipts.—A. Well, there is one.

Q. You paid the tax represented by this receipt out of your own earnings?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., January 10, 1901, showing the payment of county taxes for the year 1900 in the Second Ward, city of Scranton, to Thomas Jehu, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS RICHARDS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall, Mr. Richards?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward, Fourth district.

Q. How long have you been a resident of that election district?—A. Well, thirty-five years; I was born there.

Q. Where do you live?—A. Putnam street, 323.

Q. Where were you born?—A. Putnam street.

Q. When?—A. 1868.

Q. When in 1868?—A. Twenty-fourth February.

Q. Let me see your tax receipts.—A. I have lost them. I have lost them or left them in the house. I had them this morning, too.

Mr. WATKINS. We move to strike out the answer of the witness as not responsive.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

THOMAS P. REGAN, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that election district?—A. Twelve years.

Q. Where is your present residence?—A. Same place, 343 West Market street.

Q. When were you born?—A. 1866, July 10.

Q. Where were you born?—A. At the Notch.

Q. That is, Scranton, Pa.?—A. Yes, sir.

Q. Tax receipts, please. Pay this tax out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., June 8, 1901, showing the payment of a county tax for the year 1900 in the Second Ward of the city of Scranton, to Thomas Jehu, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

Mr. WATKINS. That is all.

HUMPHREY RICHARDS, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you lived continuously in that election district?—A. This last time about eight years.

Q. Where do you live now?—A. 309 West Market street.

Q. Where were you born?—A. Carbondale.

Q. When were you born?—A. 1848, 9th July.

Q. You paid the taxes represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., March 15, 1902, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

MICHAEL SCANLON, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you lived continuously in that district?—A. Five years.

Q. Where is your present residence?—A. 344 Ferdinand street.

Q. Where were you born?—A. Ireland.

Q. When?—A. April 12, 1868.

Q. Were you in court and sworn when you got this, Mr. Scanlon?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 5th day of October, 1894, showing the naturalization of one Michael Scanlon, a native of Ireland.)

Q. Tax receipts?—A. I haven't got any; I mislaid it.

Mr. WATKINS. We move to strike out the part of the answer following, "I haven't got any," as not responsive to the question.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No; nobody in the booth but myself.

Cross-examination by Mr. ROE:

Q. Have you paid any State and county tax within two years preceding October 4, 1902?

Mr. WATKINS. We object to that as not being cross-examination.

A. I could not answer that. It is my wife looks after these taxes for me.

Mr. WATKINS. We object to the questions as being incompetent, immaterial, and irrelevant, not cross-examination, no questions having been asked as to the payment of any taxes whatever, and we ask that the answer be stricken out.

Q. If your wife had paid them for you, you would probably have had them at home?—A. Yes, sir.

T. J. SNOOK, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes.

Q. Where did you vote?—A. In the Fourth district, Second Ward.

Q. How long have you lived in that election district?—A. Going on six years.

Q. Where do you live now?—A. 314 Green street.

Q. Where were you born?—A. Wales.

Q. When were you born?—A. March 3, 1832.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Carbon County, State of Pennsylvania, and dated the 4th day of October, 1870, showing the naturalization of one Thomas J. Snook, a native of Wales.)

Q. Tax receipts, Mr. Snook?

(Witness produces tax receipt dated Scranton, Pa., December 31, 1901, showing the payment of a county tax for the year 1901 in the Second Ward, city of Scranton, to C. V. Terwilliger, collector.)

THOMAS WALSH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of that district?—A. Three years.

Q. Where do you live now?—A. 440 Putnam street.

Q. Where were you born?—A. Scranton.

Q. When?—A. December 24, 1876.

Q. This the only tax receipt you have got?—A. I have got 1902.

Q. You paid this tax yourself out of your own money?—A. Yes, sir.
(Witness produces tax receipt dated Scranton, Pa., February 19, 1902, showing the payment of a county tax for the year 1902 in the First Ward, city of Scranton, to John McDonnell, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. How long did you live in the Fourth district of the Second?—A. Three years.

Q. Continuously?—A. Yes, sir.

Q. And that is where you voted last fall?—A. Yes, sir.

JOSEPH SHERMAN, Sr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. I did, sir.

Q. In what ward and district?—A. Second Ward, Fifth district.

Q. How long have you lived in that district?—A. Going on fourteen years.

Q. Where is your present residence?—A. Same place, 410 Oak street.

Q. Where were you born?—A. In Germany.

Q. When were you born?—A. On the 25th of September, 1843.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County dated the 6th October, 1893, showing the naturalization of Joseph Sherman, a native of Germany.)

Q. Tax receipts? Did you pay these taxes yourself, Mr. Sherman?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., December 14, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir; sure I did.

Q. Sure of that?—A. Sure of that.

Q. Anybody in the booth with you?—A. No, sir.

EDWARD OTT, called and sworn.

Q. Did you vote for the office of Congressman last fall?—A. No.

Q. Did you vote at all last fall?—A. Yes, I did.

Q. But you didn't vote for Congressman?—A. No.

Q. Where do you live?—A. Putnam street.

Q. What number?—A. 319.

Q. Any other Edward Ott in that place round about you?—A. No.

Q. How long have you been living in that place?—A. About two years.

JOSEPH SHERMAN, Jr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. In what ward and district?—A. Fifth district, Second Ward.

Q. How long have you lived in that election district?—A. About fourteen years.

Q. Where do you live now?—A. 410 Oak street.

Q. Where were you born?—A. Germany.

Q. What is your age? When were you born?—A. I couldn't say; I am about 22 or 23; I was awful young when I came here; I am going for 23 anyhow.

Q. How do you know you are that age?—A. What I hear my father say.

Q. When did you come to this country?—A. I could not say; I was not much over a year old.

Q. Have you got naturalization papers?—A. No, sir.

Q. Tax receipts?—A. No, sir; not assessed.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Cross-examination:

Q. Have you ever been to the assessor to inquire about your taxes?

Mr. WATKINS. We object to that as being immaterial, incompetent, irrelevant, and not cross-examination.

A. No, sir.

Q. Do you know whether your father was ever naturalized in this country?—A. No, sir.

Mr. WATKINS. We object to the question for the same reason, and ask that the answer be stricken out.

JOHN PURCELL, called and sworn.

Q. Did you vote at the election held November 4 last for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that district?—A. Fourteen years.

Q. Where do you live now?—A. Same place.

Q. What is the number?—A. 1754 Perry avenue.

Q. Where were you born?—A. Ireland.

Q. When were you born?—A. I couldn't tell you, sir; I am about 60.

Q. Let me see your naturalization papers.—A. I lost them; I have not got them.

Q. Tax receipts? Any other tax receipts besides these?—A. I have some.

Q. I mean here with you.—A. I haven't them here with me; I didn't take them; I thought it was that they told me take; they told me take all my tax receipts.

Q. Two years back of October 4 last year?—A. I have all the receipts you want to see.

(Witness produces tax receipt dated Scranton, Pa., January 27, 1903, showing the payment of a county tax for the Second Ward, city of Scranton, for the year 1902, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody assist you in marking it?—A. No; there were one there, but he didn't assist me.

Q. Did he go into the booth?—A. Yes, sir.

Q. Into the small compartment?—A. Yes, sir. He had nothing to do with my ballot.

Q. What is the reason you got him in there?—A. He happened to be around, and I just called him in; that is all.

Q. What reason did you give?—A. I had no reason at all, sir.

Cross-examination by Mr. Roe:

Q. Can you read and write?—A. Yes, sir. I can read. I can not write.

Q. Did the board object to your taking that man in the booth with you?—A. No, sir. There was no need of him being in at all. I had no need of him. I knowed how to get along with my own ballot.

Q. Did you ask him to go in with you?—A. I asked him, yes.

Q. For what purpose?—A. For nothing at all.

Q. Let me understand you; did you take him in the small compartment with you?—A. Yes, sir.

ROBERT MERRICK, called and sworn.

Direct examination by Mr. WATKINS:

(This witness having been subpoenaed to appear at 519 Connell Building, and appearing at this time at 432 Connell Building, by agreement of counsel for both parties, and at his own request, he is sworn and examined.)

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward.

Q. Where?—A. Fourth district, I think it is.

Q. How long have you been a resident of that district?—A. Now going on three years.

Q. Where do you live?—A. Green street.

Q. Number?—A. 312.

Q. Where were you born?—A. Scranton.

Q. When were you born?—A. 1867.

Q. Month?—A. September 16.

Q. Let me see your tax receipts. You paid these taxes out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 30, 1901, showing the payment of county tax for Second Ward, city of Scranton, for the year 1901 to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

At this point the hearing was adjourned to meet at 2 o'clock p. m., same date and same place.

Now, 2 o'clock p. m., Friday, February 13, 1903, hearing is resumed at room No. 432, Connell Building, Scranton, Pa., pursuant to adjournment.

JOHN REGAN, recalled.

Direct examination by Mr. WATKINS:

Q. Mr. Regan, you have furnished a tax receipt here. Is this your tax receipt also?—A. Yes, sir.

Q. The tax represented by it was paid by you?—A. Yes, sir.

Q. And out of your money?—A. Yes, sir.

Q. You are a property holder?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 18, 1901, showing the payment of county tax in the Second Ward, city of Scranton, for 1901 to C. V. Terwilliger, collector.)

At this point hearing was adjourned to 9 o'clock a. m. Saturday, February 14, 1903, to meet at the same place.

Now, 9 o'clock a. m. Saturday, February 14, 1903, hearing is resumed at room No. 432, Connell Building, Scranton, Pa., pursuant to adjournment.

Appearances: For contestant, James E. Watkins, esq.; Richard H. Holgate, esq.; W. L. Hill, esq. For contestee, William H. Roe, esq.; Hon. George Howell.

JOHN COSTELLO, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Costello?—A. Dunmore, Fifth Ward.

Q. How long have you lived there?—A. Two years next April.

Q. What is the street and number?—A. 301 Erie street.

Q. What is your occupation?—A. Miner.

Q. When was you born?—A. August 16, 1867, Pennsylvania.

Q. Show me your tax receipts. This yours?—A. Yes, sir.

Q. When did you get this?—A. I had to get a duplicate.

Q. When?—A. July 27, 18—.

Q. When did you get this paper?—A. Here Wednesday I got the duplicate.

Q. Last Wednesday?—A. Yes, sir.

Q. Pay this tax on the date wrote here?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

Q. Did you see the tax collector when this duplicate was made?—A. Yes, sir.

Q. From what was it made?—A. He copied it off.

Q. Have a book before him?—A. Yes, sir.

(Witness produces tax receipt numbered 2460, dated July 27, 1901, showing the payment of county taxes for the year 1900 in the Fifth Ward of Dunmore, signed Peter F. Reilly, collector.)

Q. Is that the only tax you paid?—A. I paid Correll and Burke before that.

Q. You read and write, do you?—A. Yes, sir.

Q. Mark your own ballot?—A. Yes, sir.

Q. Anybody in the little stall with you when you marked it?—A. No, sir.

Q. What time of the day did you vote?—A. About 10 or 11 o'clock.

Q. Mark anybody else's ballot that day?—A. No, sir.

Mr. HOLGATE. That is all.

JOHN COLLINS, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Collins?—A. Fifth Ward, Dunmore.

Q. What is the street and number?—A. I don't know the number; Erie street.

Q. What street?—A. Erie.

Q. Between what streets?—A. I don't know that either.

Q. Who is your next neighbor? Is there a church or school or breaker near you?—A. A school not very far.

Q. A church?—A. The Catholic Church is the nearest church.

Q. How long have you lived in that ward?—A. Thirty-nine years.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Fifth Ward, Dunmore Borough.

Q. Tax receipt. This yours?—A. Yes, sir.

Q. Pay these taxes yourself out of your money?—A. Yes, sir.

(Witness produces tax receipt numbered 2883, dated March 21, 1902, showing the payment of a county tax, Fifth Ward, Dunmore, for the year 1899.)

- Q. Have you paid a tax since that?—A. No, sir.
 Q. This the last tax you paid, is it, signed W. E. Correll, collector?—A. Yes, sir.
 Q. Mark your own ballot?—A. Yes, sir.
 Q. Anybody in the little stall with you?—A. No, sir.
 Q. You voted at the election held last fall?—A. Yes, sir.
 Q. Did you mark anybody else's ballot?—A. No, sir.
 Mr. HOLGATE. That is all.

MICHAEL COLLINS, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Collins?—A. Fifth Ward, Dunmore.
 Q. What street and number?—A. 614 Donegal street.
 Q. How long have you lived there?—A. I was raised up there.
 Q. Where were you born?—A. Dunmore.
 Q. How old are you?—A. Thirty-one years of age.
 Q. You say you were raised up there. Have you been there all the time since you were raised?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. This yours?—A. Yes, sir.
 Q. Pay this tax yourself out of your own money?—A. Yes, sir.
 Q. Is this the last tax you have paid?—A. Yes, sir.
 (Witness produces tax receipt numbered 1773, dated March 31, 1899, showing the payment of a tax for the year 1898, a county tax.)
 Q. You haven't paid any tax since this?—A. Yes, sir.
 Q. Did you vote last election for the office of Congressman?—A. Yes, sir.
 Q. Have you any objection to telling who you voted for?—A. No.
 Mr. HOLGATE. That is all.

P. J. DOUDICAN, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Doudican?—A. Dunmore, Fifth Ward.
 Q. What street and number?—A. I think it is River or Lake street now; it used to be Donegal. They have changed it lately.
 Q. And the number of your house?—A. 102; they have changed that number also.
 Q. How long have you lived there?—A. Upward of forty years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. Up there.
 Q. How old are you?—A. About 40.
 Q. Show me your tax receipt. This your tax receipt?—A. Yes.
 Q. Pay the tax yourself?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 1439, dated January 23, 1902, showing the payment of a county tax for Fifth Ward, Dunmore, for year 1901.)
 Q. Own property up there?—A. No, sir.
 Q. On what were you assessed \$1.50 county tax?—A. On my occupation, I suppose. It is a hotel.
 Q. You don't own any property?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the little stall with you?—A. No, sir.
 Q. Mark anybody else's ballot at that election?—A. No.

THOMAS McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. McDonnell?—A. Fifth Ward, Dunmore.
 Q. What street and number?—A. 510 Sand street.
 Q. How long have you lived there?—A. Twenty-five years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. I was born there.
 Q. You are 25 years old?—A. Somewheres around that.
 Q. Tax receipts?—A. I ain't got any.
 Q. Never paid any?—A. Never paid any.
 Q. Did you vote last election, held last fall?—A. Yes, sir.
 Mr. HOLGATE. That is all.

MICHAEL McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. McDonnell?—A. Fifth Ward, Dunmore.

Q. What street and number?—A. Sand street; I don't know the number—510 or something like that.

Q. Where were you born.—A. Fifth Ward.

Q. How long have you lived there in that Fifth Ward continuously?—A. All my life.

Q. How long?—A. Thirty years.

Q. Own any property?—A. No.

Q. Show me your tax receipt. This yours?—A. Yes, sir.

Q. Did you pay the taxes represented by this receipt yourself and out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2300, dated January 18, 1902, showing the payment of a county tax for Fifth Ward, Dunmore, Peter F. Reilly, collector.)

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the little stall with you when you marked your ballot?—A. No, sir.

Q. Mark anybody else's?—A. No, sir.

Q. You voted last November, did you?—A. Yes, sir.

P. J. HOPKINS, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Hopkins?—A. Fifth Ward, Dunmore.

Q. What street and number?—A. They have changed the numbers; Lake street, 601, I think.

Q. How long have you lived there?—A. All my life.

Q. Where were you born?—A. Right there.

Q. How old are you?—A. Forty.

Q. Show me your tax receipts. This your tax receipt?—A. Yes, sir.

Q. Pay the tax represented by this receipt yourself and out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2301, dated January 18, 1901, showing the payment of a county tax, Fifth Ward, Dunmore, Reilly, collector.)

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the stall with you?—A. No, sir.

Q. Mark anybody else's ballot?—A. No, sir.

Q. You voted at the election held last fall?—A. Yes, sir.

PATRICK L. McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

Q. You live in the Fifth Ward, Dunmore?—A. Yes, sir.

Q. What street and number?—A. Sand street.

Q. What number?—A. I haven't got any number.

Q. How long have you lived there?—A. All my lifetime.

Q. Born there?—A. Yes, sir.

Q. How old are you?—A. Thirty years.

Q. Live there continuously?—A. Yes, sir.

Q. Show me your tax receipt. This your receipt?—A. Yes, sir.

Q. Pay the taxes represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2891, dated March 31, 1902, showing the payment of a county tax for the year 1898.)

Q. Got any other tax receipts?—A. Yes, sir; they ain't no good for that election.

Q. You didn't pay any taxes, then, between the 31st of March, 1902, and the 19th day of December, 1902, did you?—A. No.

Q. You have no other tax receipts but this, and that is a tax assessed against you in 1898, is it not?—A. Yes, sir.

(Tax receipt is signed W. E. Correll, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the stall with you?—A. No, sir.

Q. Mark anybody else's ballot?—A. Not that I remember of.

Q. You voted at the last election didn't you?—A. I did.

(Counsel for the contestant now moves to strike out the entire vote of the Second district of the Third Ward of the city of Scranton, for reasons appearing in the testimony adduced before Layton Schoch, commissioner, on the 14th day of February, 1903.)

HENRY WHITALL, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. You live in Dickson City?—A. Yes, sir.
 Q. What ward?—A. First Ward.
 Q. How long have you lived there?—A. Five years.
 Q. Judge of election at the last election?—A. No, sir; I had nothing to do with the election.

DENNIS LAWLER, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Mr. Lawler, where do you live?—A. Olyphant, First Ward.
 Q. How long have you lived there?—A. Sixteen years.
 Q. Was you a member of the election board at the election held there last November?—A. Yes, sir.
 Q. What position did you have?—A. Inspector of election.
 Q. Were you the minority inspector?—A. Majority inspector.
 Q. That is, the Democratic inspector—elected on that ticket?—A. I was appointed by the court to serve.
 Q. Were you down here at any of the meetings of the Democratic county committee?—A. Not any of them.
 Q. Did you receive any instructions from any member of the Democratic county committee?—A. No, sir.
 Q. Who was judge of election?—A. William Campbell.
 Q. What is his politics?—A. He is a Democrat, I believe; I couldn't say.
 Q. Who was the other inspector?—A. Charles Taylor.
 Q. What is his politics?—A. Republican.
 Q. What were the politics of the two clerks?—A. That I couldn't tell you.
 Q. Was there an overseer there?—A. I know one was a Republican, Sandy McVicker.
 Q. More than one?—A. One for each side, I think there was; yes.
 Q. Did you take the ballots out of the boxes after the voting was over?—A. Yes, sir.
 Q. Do you remember how those ballots were arranged? Was the first column marked Republican, and the next marked Democrat, and the next marked Social, and the next Social Labor, and the next Ballot Reform, and the next Anti-Machine?—A. I think they were something about that line.
 Q. Do you have any recollection of how the ballots were marked?—A. They were marked every way.
 Q. Were there marks in the circle at the head of the Republican column?—A. Some; yes, sir.
 Q. In the circle at the head of the Democratic column?—A. Some.
 Q. At the head of the Anti-Machine column?—A. Yes, sir.
 Q. A good many, wasn't there? How many marks at the head of the Republican column and the Democratic column?—A. That I could not say.
 Q. The Democratic had the most?—A. I couldn't tell just how many.
 Q. When you got the ballots out of the boxes there, you did sort them out; you divided them into piles?—A. No, sir.
 Q. Took them out one by one?—A. Yes, sir.
 Q. Did you count the tickets that were marked with crosses at the head of the Democratic column for the entire Democratic ticket?—A. No; we didn't.
 Q. Did you make a return of the Democratic ticket separate from the Anti-Machine ticket?—A. I don't understand what you mean.
 Q. Did you bulk the vote that was cast on those two tickets?—A. No, sir; we counted each one a vote.
 Q. When you made your return and you tallied those votes up, did you bulk them? What I want to know is this: When you came to make up your vote there did you make a return separate for the Republican ticket, a separate return for the Democratic ticket, and a separate return for the Anti-Machine ticket?—A. Certainly we did. We returned the votes just as we counted them.
 Q. Don't you know the return you made there didn't show many votes on the Democratic ticket, they were all bulked on the one line?—A. On the return sheet.
 Q. You called them all Democrats, didn't you?—A. All that were voted Democrats, certainly.
 Q. And all that voted Anti-Machine?—A. We called them Anti-Machine.
 Q. The ones that voted the Democratic ticket and the ones that voted the Anti-

Machine ticket were bulked under the head of the Anti-Machine ticket on your return?—A. I don't think so.

Q. Will you swear to that?—A. I don't know.

Q. Would you be surprised to see that on your return you bulked them all under the head of the Anti-Machine ticket?—A. I don't think so.

Q. Do you think so strong enough so that you will swear to it?—A. That I couldn't say. I will swear that every man that got a vote on that ticket his vote was counted.

Q. Will you swear that you received no instructions to count the Democratic ticket with the Anti-Machine?—A. Yes, sir. I got no instructions from nobody.

Q. Do you swear that you received no instructions to count the Democratic vote with the Anti-Machine vote for Howell?—A. Yes; I will swear to that. I didn't do it. Nobody instructed me, nor I didn't.

Q. Will you also swear that Mr. Howell had no more votes returned for him than appeared on the Anti-Machine ticket from your district?—A. He got every vote.

Q. Will you swear that he received no more votes than were returned for him on the Anti-Machine ticket?—A. That is right; he didn't.

JOHN M. COOKE, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Mr. Cooke, where do you live?—A. Old Forge.

Q. Which district?—A. First district.

Q. How long have you lived there?—A. For the last eighteen years.

Q. What is your business?—A. Fireman at the present time.

Q. Are you well acquainted down there?—A. Yes, sir.

Q. Have you attended the elections there?—A. I have some; yes.

Q. Attended any of the primaries?—A. Yes, sir.

Q. You are familiar with the voters in the district?—A. Yes.

Q. James Calvert?—A. Yes, sir.

Q. What is his politics?—A. He is a Republican.

Q. Who did he vote for at the last election?—A. I couldn't tell you that. He is a Republican.

Q. Is that what he is counted as?—A. He is a Republican; yes.

Q. Did you make inquiry?—A. I have not made the inquiry lately, but have heard him express himself that way before.

Q. Louis Williams, what is his politics?—A. He is a Republican.

Q. Frank Karnofsky?—A. He is also a Republican.

Q. Frank Rosato?—A. He is a Republican.

Q. James Costa?—A. He is a Republican.

Q. B. J. Judge?—A. He is a Republican.

Q. Griffith Jenkins?—A. Also a Republican.

Q. Edward Mason?—A. I think he is a Republican. I would like to know the real object of this. I could not swear that they voted the Republican ticket.

Q. I am asking you for your opinion, based upon your knowledge of these men.—A. I could tell you most of these men to be Republicans and advocated the election of Republicans at different times. I could not say at all times these men vote the straight Republican ticket. I want to be fair in the matter.

Q. Pasquale Jordan?—A. That I don't know.

Q. Joseph Summers?—A. Yes; he is a Republican.

Q. Henry Weisenfluh?—A. I don't know.

Q. Angelo Fuero?—A. I don't know him.

Q. Thomas Stephens?—A. He is a Republican.

Q. Antonio Costanzo?—A. Yes; he is a Republican.

Q. Dr. Adam Stegner?—A. Yes; he is a Republican.

Q. Fred Sturgess?—A. He is also a Republican.

Q. George Kehr?—A. He is a Republican.

Q. Rosaro Tedesco?—A. I don't know.

Q. John Hooland?—A. He is a Democrat.

Q. Walter Staff?—A. He is a Republican.

Q. Robert Staff?—A. He is also a Republican.

Q. Jonah Hapgood?—A. He is a Democrat.

Q. Do you know how he voted for Congress last fall?—A. No.

Q. Frank Judge?—A. He is a Republican.

Q. John M. Holland?—A. He is a Democrat.

Q. Abel Jones?—A. He is a Republican.

Q. Jacob Goodman?—A. He is a Republican.

- Q. Daniel Holland?—A. He is a Democrat.
- Q. John M. Cooke?—A. He is a Republican.
- Q. John Ayers?—A. Now, there are two John Ayerses that I know of; which one do you make reference to—does he belong in the district? He is a Republican, but I don't know whether he lives in the district.
- Q. Louis Bell?—A. He is a Republican.
- Q. James Bell?—A. He is a Republican, also.
- Q. Roger Howell?—A. He is a Republican.
- Q. John Curnow?—A. He is a Republican.
- Q. Emil Mittleman?—A. I don't know him.
- Q. Samuel Baker?—A. He is a Republican.
- Q. George Russell?—A. He is a Republican.
- Q. David Haddick?—A. I don't think he is a qualified.
- Q. Phillip Schwartz?—A. He is a Republican.
- Q. Vincenzo Biancardo?—A. I don't know him.
- Q. John O. Jones?—A. I am not acquainted with him as to whether he is a qualified elector or not.
- Q. Michael Holland?—A. Son of John Holland. There are two Michael Hollands, and one of them I am acquainted with; I think he is a Democrat.
- Q. David J. Davis?—A. He is a Republican.
- Q. W. Bainbridge?—A. He is a Republican.
- Q. Frank Greco?—A. He is a Republican.
- Q. Jacob Copeland?—A. I don't know him.
- Q. William Curnow?—A. He is a Republican.
- Q. Robert Robinson?—A. He is a Republican.
- Q. James Scavo?—A. He is a Republican.
- Q. Mariano Nace?—A. Not acquainted with him.
- Q. John H. Robertson?—A. He is a Republican.
- Q. Thomas Stephenson?—A. He is a Republican.
- Q. Thomas X. Davis?—A. He is a Republican.
- Q. Michael Rosato?—A. He is a Republican.
- Q. Joseph Scavo?—A. He is a Republican. I am not acquainted with him.
- Q. Angelo Tedesco?—A. He is a Republican.
- Q. Charles Jacobs?—A. He is a Republican.
- Q. Joseph Robinson?—A. He is a Republican.
- Q. George Imes?—A. He is a Republican.
- Q. James Ritchings?—A. He is a Republican.
- Q. William F. Burgess?—A. He is a Republican.
- Q. Santo Tedesco?—A. Not acquainted with him.
- Q. Fred MacKinder?—A. He is a Republican.
- Q. Antonion Palmero?—A. I don't know him.
- Q. Martin Memilo?—A. He is a Republican.
- Q. Morgan Gwyn?—A. He is a Republican.
- Q. John Cheland?—A. He is a Republican.
- Q. Pasquale Tedesco?—A. Not acquainted with him.
- Q. R. W. Reese?—A. He is a Republican.
- Q. Samuel L. Williams?—A. I don't know whether he is an elector or not.
- Q. William Thomas?—A. He is a Republican.
- Q. David Davis?—A. He is a Republican.
- Q. Nicholas Gabello?—A. He is a Republican.
- Q. Antonio Tedesco?—A. He is a Republican.
- Q. Thomas Menachill?—A. He is a Republican.
- Q. Charles Russell?—A. He is a Republican.
- Q. Robert White?—A. He is a Republican.
- Q. Robert Miller?—A. He is a Republican.
- Q. Henry Evans?—A. He is a Republican.
- Q. William Kohler?—A. He is a Republican.
- Q. John Holland?—A. That is the second John Holland, ain't it? I could not say what he is.
- Q. Thomas Mason?—A. He is a Republican.
- Q. David Watkins?—A. He is a Republican.
- Q. John Reynolds?—A. He is a Republican.
- Q. Thomas Roberts?—A. He is not an elector.
- Q. Arthur Steward?—A. He is a Republican. At the last election I don't think he was in the district.
- Mr. HOLGATE. He is returned as having voted.
- Q. Robert Williams?—A. He is an elector. He is a Republican.

- Q. George Powell?—A. He is a Republican.
 Q. John Alplanap?—A. I never heard him express himself.
 Q. John H. Evans?—A. He is a Republican.
 Q. George Morris?—A. He is a Republican.
 Q. William Rawlings?—A. He is a Republican.
 Q. Louis Tedesco?—A. He is a Republican.
 Q. John Jones?—A. He is a Republican.
 Q. Frank T. Sturgess?—A. He is a Republican.
 Q. Have you held any official position in that territory?—A. Yes, sir.
 Q. What?—A. School director and Burgess.
 Q. You canvassed the town at times?—A. Yes, sir.
 Q. Are you holding any official position now?—A. Burgess at the present time.
 Q. Do you know how many votes were cast for Mr. Connell in this last November election?—A. I would not attempt to say.
 Q. Have you heard the figures, the number that was given?—A. I think it was 178 for Mr. Connell.

THOMAS PICKRELL, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Do you know a man by the name of Pasquale Jordan down there?—A. Yes, sir.
 Q. What is his politics?—A. Republican.
 Q. Henry Weisenfluh?—A. Yes, sir.
 Q. What is his politics?—A. Republican.
 Q. Do you know Angelo Fuero?—A. Yes, sir.
 Q. What is his politics?—A. Republican.
 Q. Do you know a man by the name of Rosario Tedesco? What is his politics?—A. Republican.
 Q. A man by the name of John Holland? What is his politics?—A. Democrat. I understand he voted for Connell.
 Q. How do you understand that?—A. I heard him say so.
 Q. John Hapgood?—A. Yes, sir.
 Q. What is his politics?—A. Democrat.
 Q. Did you hear him express himself?—A. Yes.
 Q. What did he say?—A. He said he voted for Connell.
 Q. Do you know a man by the name of John M. Holland? What is his politics?—A. Yes; he is a Democrat.
 Q. Did you hear him express himself as to how he voted last election?—A. He said he was working for Connell.
 Q. Do you know a man by the name of Jacob Goodman?—A. No, sir.
 Q. Daniel Holland. What is his politics?—A. Democrat.
 Q. Did you ever hear him express himself with regard to the election last fall?—A. He said he was working for Mr. Connell.
 Q. David Haddick. What is his politics?—A. Republican.
 Q. Vincenzo Biancardo?—A. Yes, sir.
 Q. What is his politics?—A. Republican.
 Q. John O. Jones. What is his politics?—A. Republican.
 Q. Do you know a man by the name of Michael Holland?—A. Yes.
 Q. What is his politics?—A. Democrat.
 Q. Did you ever hear him express himself as to how he voted?—A. No, sir.
 Q. Jacob Copeland?—A. He is a Republican, too.
 Q. Mariano Nace?—A. I don't think there is anybody of that name in the district.
 Q. Joseph Scavo. What is his politics?—A. Republican.
 Q. Santo Tedesco?—A. He is a Republican, too.
 Q. Samuel Williams?—A. Republican.
 Q. John Holland?—A. I don't know that man.
 Q. Thomas Roberts?—A. He is a Republican.
 Q. John Aplanap?—A. He is a Republican.
 Q. Mr. Pickrell, you live in the First district of Old Forge, do you?—A. No, sir; I live in the Fourth district.
 Q. How long have you lived down there?—A. About eleven years.
 Q. Have you held any official position in the Old Forge Township?—A. When it was a township, treasurer.
 Q. Did you canvass the district when you ran for treasurer?—A. Yes, sir.
 Q. Have you at other times canvassed the district?—A. Yes; I ran for 'squire.
 Q. And in that way you became acquainted with the voters in that territory?—A. Yes, sir.

Q. When were you born?—A. 1848, 9th July.

Q. You paid the taxes represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., March 15, 1902, showing the payment of a county tax in the Second Ward, city of Scranton, for the year 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

MICHAEL SCANLON, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you lived continuously in that district?—A. Five years.

Q. Where is your present residence?—A. 344 Ferdinand street.

Q. Where were you born?—A. Ireland.

Q. When?—A. April 12, 1868.

Q. Were you in court and sworn when you got this, Mr. Scanlon?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County, dated the 5th day of October, 1894, showing the naturalization of one Michael Scanlon, a native of Ireland.)

Q. Tax receipts?—A. I haven't got any; I mislaid it.

Mr. WATKINS. We move to strike out the part of the answer following, "I haven't got any," as not responsive to the question.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No; nobody in the booth but myself.

Cross-examination by Mr. ROE:

Q. Have you paid any State and county tax within two years preceding October 4, 1902?

Mr. WATKINS. We object to that as not being cross-examination.

A. I could not answer that. It is my wife looks after these taxes for me.

Mr. WATKINS. We object to the questions as being incompetent, immaterial, and irrelevant, not cross-examination, no questions having been asked as to the payment of any taxes whatever, and we ask that the answer be stricken out.

Q. If your wife had paid them for you, you would probably have had them at home?—A. Yes, sir.

T. J. SNOOK, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes.

Q. Where did you vote?—A. In the Fourth district, Second Ward.

Q. How long have you lived in that election district?—A. Going on six years.

Q. Where do you live now?—A. 314 Green street.

Q. Where were you born?—A. Wales.

Q. When were you born?—A. March 3, 1832.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes, sir.

(Witness produces certificate of naturalization issued out of the court of common pleas of Carbon County, State of Pennsylvania, and dated the 4th day of October, 1870, showing the naturalization of one Thomas J. Snook, a native of Wales.)

Q. Tax receipts, Mr. Snook?

(Witness produces tax receipt dated Scranton, Pa., December 31, 1901, showing the payment of a county tax for the year 1901 in the Second Ward, city of Scranton, to C. V. Terwilliger, collector.)

THOMAS WALSH, called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Fourth district, Second Ward.

Q. How long have you been a resident of that district?—A. Three years.

Q. Where do you live now?—A. 440 Putnam street.

Q. Where were you born?—A. Scranton.

Q. When?—A. December 24, 1876.

Q. This the only tax receipt you have got?—A. I have got 1902.

Q. You paid this tax yourself out of your own money?—A. Yes, sir.
(Witness produces tax receipt dated Scranton, Pa., February 19, 1902, showing the payment of a county tax for the year 1902 in the First Ward, city of Scranton, to John McDonnell, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. How long did you live in the Fourth district of the Second?—A. Three years.

Q. Continuously?—A. Yes, sir.

Q. And that is where you voted last fall?—A. Yes, sir.

JOSEPH SHERMAN, Sr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. I did, sir.

Q. In what ward and district?—A. Second Ward, Fifth district.

Q. How long have you lived in that district?—A. Going on fourteen years.

Q. Where is your present residence?—A. Same place, 410 Oak street.

Q. Where were you born?—A. In Germany.

Q. When were you born?—A. On the 25th of September, 1843.

Q. Is this your naturalization paper?—A. Yes, sir.

Q. Were you in court and sworn when you got it?—A. Yes.

(Witness produces certificate of naturalization issued out of the court of common pleas of Lackawanna County dated the 6th October, 1893, showing the naturalization of Joseph Sherman, a native of Germany.)

Q. Tax receipts? Did you pay these taxes yourself, Mr. Sherman?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., December 14, 1901, showing the payment of a county tax in the Second Ward, city of Scranton, for 1901, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir; sure I did.

Q. Sure of that?—A. Sure of that.

Q. Anybody in the booth with you?—A. No, sir.

EDWARD OTT, called and sworn.

Q. Did you vote for the office of Congressman last fall?—A. No.

Q. Did you vote at all last fall?—A. Yes, I did.

Q. But you didn't vote for Congressman?—A. No.

Q. Where do you live?—A. Putnam street.

Q. What number?—A. 319.

Q. Any other Edward Ott in that place round about you?—A. No.

Q. How long have you been living in that place?—A. About two years.

JOSEPH SHERMAN, Jr., called and sworn.

Direct examination by Mr. WATKINS:

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. In what ward and district?—A. Fifth district, Second Ward.

Q. How long have you lived in that election district?—A. About fourteen years.

Q. Where do you live now?—A. 410 Oak street.

Q. Where were you born?—A. Germany.

Q. What is your age? When were you born?—A. I couldn't say; I am about 22 or 23; I was awful young when I came here; I am going for 23 anyhow.

Q. How do you know you are that age?—A. What I hear my father say.

Q. When did you come to this country?—A. I could not say; I was not much over a year old.

Q. Have you got naturalization papers?—A. No, sir.

Q. Tax receipts?—A. No, sir; not assessed.

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you?—A. No, sir.

Cross-examination:

Q. Have you ever been to the assessor to inquire about your taxes?

Mr. WATKINS. We object to that as being immaterial, incompetent, irrelevant, and not cross-examination.

A. No, sir.

Q. Do you know whether your father was ever naturalized in this country?—A. No, sir.

Mr. WATKINS. We object to the question for the same reason, and ask that the answer be stricken out.

JOHN PURCELL, called and sworn.

Q. Did you vote at the election held November 4 last for the office of Congressman?—A. Yes, sir.

Q. Where did you vote?—A. Fifth district, Second Ward.

Q. How long have you been a resident of that district?—A. Fourteen years.

Q. Where do you live now?—A. Same place.

Q. What is the number?—A. 1754 Perry avenue.

Q. Where were you born?—A. Ireland.

Q. When were you born?—A. I couldn't tell you, sir; I am about 60.

Q. Let me see your naturalization papers.—A. I lost them; I have not got them.

Q. Tax receipts? Any other tax receipts besides these?—A. I have some.

Q. I mean here with you.—A. I haven't them here with me; I didn't take them; I thought it was that they told me take; they told me take all my tax receipts.

Q. Two years back of October 4 last year?—A. I have all the receipts you want to see.

(Witness produces tax receipt dated Scranton, Pa., January 27, 1903, showing the payment of a county tax for the Second Ward, city of Scranton, for the year 1902, to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody assist you in marking it?—A. No; there were one there, but he didn't assist me.

Q. Did he go into the booth?—A. Yes, sir.

Q. Into the small compartment?—A. Yes, sir. He had nothing to do with my ballot.

Q. What is the reason you got him in there?—A. He happened to be around, and I just called him in; that is all.

Q. What reason did you give?—A. I had no reason at all, sir.

Cross-examination by Mr. Roe:

Q. Can you read and write?—A. Yes, sir. I can read. I can not write.

Q. Did the board object to your taking that man in the booth with you?—A. No, sir. There was no need of him being in at all. I had no need of him. I knowed how to get along with my own ballot.

Q. Did you ask him to go in with you?—A. I asked him, yes.

Q. For what purpose?—A. For nothing at all.

Q. Let me understand you; did you take him in the small compartment with you?—A. Yes, sir.

ROBERT MERRICK, called and sworn.

Direct examination by Mr. Watkins:

(This witness having been subpoenaed to appear at 519 Connell Building, and appearing at this time at 432 Connell Building, by agreement of counsel for both parties, and at his own request, he is sworn and examined.)

Q. Did you vote for the office of Congressman last fall?—A. Yes, sir.

Q. Where did you vote?—A. Second Ward.

Q. Where?—A. Fourth district, I think it is.

Q. How long have you been a resident of that district?—A. Now going on three years.

Q. Where do you live?—A. Green street.

Q. Number?—A. 312.

Q. Where were you born?—A. Scranton.

Q. When were you born?—A. 1867.

Q. Month?—A. September 16.

Q. Let me see your tax receipts. You paid these taxes out of your own money?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., November 30, 1901, showing the payment of county tax for Second Ward, city of Scranton, for the year 1901 to C. V. Terwilliger, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the booth with you when you marked it?—A. No.

At this point the hearing was adjourned to meet at 2 o'clock p. m., same date and same place.

Now, 2 o'clock p. m., Friday, February 13, 1903, hearing is resumed at room No. 432, Connell Building, Scranton, Pa., pursuant to adjournment.

JOHN REGAN, recalled.

Direct examination by Mr. WATKINS:

Q. Mr. Regan, you have furnished a tax receipt here. Is this your tax receipt also?—A. Yes, sir.

Q. The tax represented by it was paid by you?—A. Yes, sir.

Q. And out of your money?—A. Yes, sir.

Q. You are a property holder?—A. Yes, sir.

Q. Is the property in your name?—A. Yes, sir.

(Witness produces tax receipt dated Scranton, Pa., October 18, 1901, showing the payment of county tax in the Second Ward, city of Scranton, for 1901 to C. V. Terwilliger, collector.)

At this point hearing was adjourned to 9 o'clock a. m. Saturday, February 14, 1903, to meet at the same place.

Now, 9 o'clock a. m. Saturday, February 14, 1903, hearing is resumed at room No. 432, Connell Building, Scranton, Pa., pursuant to adjournment.

Appearances: For contestant, James E. Watkins, esq.; Richard H. Holgate, esq.; W. L. Hill, esq. For contestee, William H. Roe, esq.; Hon. George Howell.

JOHN COSTELLO, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Costello?—A. Dunmore, Fifth Ward.

Q. How long have you lived there?—A. Two years next April.

Q. What is the street and number?—A. 301 Erie street.

Q. What is your occupation?—A. Miner.

Q. When was you born?—A. August 16, 1867, Pennsylvania.

Q. Show me your tax receipts. This yours?—A. Yes, sir.

Q. When did you get this?—A. I had to get a duplicate.

Q. When?—A. July 27, 18—.

Q. When did you get this paper?—A. Here Wednesday I got the duplicate.

Q. Last Wednesday?—A. Yes, sir.

Q. Pay this tax on the date wrote here?—A. Yes, sir.

Q. Out of your own money?—A. Yes, sir.

Q. Did you see the tax collector when this duplicate was made?—A. Yes, sir.

Q. From what was it made?—A. He copied it off.

Q. Have a book before him?—A. Yes, sir.

(Witness produces tax receipt numbered 2460, dated July 27, 1901, showing the payment of county taxes for the year 1900 in the Fifth Ward of Dunmore, signed Peter F. Reilly, collector.)

Q. Is that the only tax you paid?—A. I paid Correll and Burke before that.

Q. You read and write, do you?—A. Yes, sir.

Q. Mark your own ballot?—A. Yes, sir.

Q. Anybody in the little stall with you when you marked it?—A. No, sir.

Q. What time of the day did you vote?—A. About 10 or 11 o'clock.

Q. Mark anybody else's ballot that day?—A. No, sir.

Mr. HOLGATE. That is all.

JOHN COLLINS, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Collins?—A. Fifth Ward, Dunmore.

Q. What is the street and number?—A. I don't know the number; Erie street.

Q. What street?—A. Erie.

Q. Between what streets?—A. I don't know that either.

Q. Who is your next neighbor? Is there a church or school or breaker near you?—A. A school not very far.

Q. A church?—A. The Catholic Church is the nearest church.

Q. How long have you lived in that ward?—A. Thirty-nine years.

Q. Continuously?—A. Yes, sir.

Q. Where were you born?—A. Fifth Ward, Dunmore Borough.

Q. Tax receipt. This yours?—A. Yes, sir.

Q. Pay these taxes yourself out of your money?—A. Yes, sir.

(Witness produces tax receipt numbered 2883, dated March 21, 1902, showing the payment of a county tax, Fifth Ward, Dunmore, for the year 1899.)

- Q. Have you paid a tax since that?—A. No, sir.
 Q. This the last tax you paid, is it, signed W. E. Correll, collector?—A. Yes, sir.
 Q. Mark your own ballot?—A. Yes, sir.
 Q. Anybody in the little stall with you?—A. No, sir.
 Q. You voted at the election held last fall?—A. Yes, sir.
 Q. Did you mark anybody else's ballot?—A. No, sir.
 Mr. HOLGATE. That is all.

MICHAEL COLLINS, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Collins?—A. Fifth Ward, Dunmore.
 Q. What street and number?—A. 614 Donegal street.
 Q. How long have you lived there?—A. I was raised up there.
 Q. Where were you born?—A. Dunmore.
 Q. How old are you?—A. Thirty-one years of age.
 Q. You say you were raised up there. Have you been there all the time since you were raised?—A. Yes, sir.
 Q. Have you a tax receipt?—A. Yes, sir.
 Q. This yours?—A. Yes, sir.
 Q. Pay this tax yourself out of your own money?—A. Yes, sir.
 Q. Is this the last tax you have paid?—A. Yes, sir.
 (Witness produces tax receipt numbered 1773, dated March 31, 1899, showing the payment of a tax for the year 1898, a county tax.)
 Q. You haven't paid any tax since this?—A. Yes, sir.
 Q. Did you vote last election for the office of Congressman?—A. Yes, sir.
 Q. Have you any objection to telling who you voted for?—A. No.
 Mr. HOLGATE. That is all.

P. J. DOUDICAN, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. Doudican?—A. Dunmore, Fifth Ward.
 Q. What street and number?—A. I think it is River or Lake street now; it used to be Donegal. They have changed it lately.
 Q. And the number of your house?—A. 102; they have changed that number also.
 Q. How long have you lived there?—A. Upward of forty years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. Up there.
 Q. How old are you?—A. About 40.
 Q. Show me your tax receipt. This your tax receipt?—A. Yes.
 Q. Pay the tax yourself?—A. Yes, sir.
 Q. Out of your own money?—A. Yes, sir.
 (Witness produces tax receipt numbered 1439, dated January 23, 1902, showing the payment of a county tax for Fifth Ward, Dunmore, for year 1901.)
 Q. Own property up there?—A. No, sir.
 Q. On what were you assessed \$1.50 county tax?—A. On my occupation, I suppose. It is a hotel.
 Q. You don't own any property?—A. No, sir.
 Q. Did you mark your own ballot?—A. Yes, sir.
 Q. Anybody in the little stall with you?—A. No, sir.
 Q. Mark anybody else's ballot at that election?—A. No.

THOMAS McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

- Q. Where do you live, Mr. McDonnell?—A. Fifth Ward, Dunmore.
 Q. What street and number?—A. 510 Sand street.
 Q. How long have you lived there?—A. Twenty-five years.
 Q. Continuously?—A. Yes, sir.
 Q. Where were you born?—A. I was born there.
 Q. You are 25 years old?—A. Somewheres around that.
 Q. Tax receipts?—A. I ain't got any.
 Q. Never paid any?—A. Never paid any.
 Q. Did you vote last election, held last fall?—A. Yes, sir.
 Mr. HOLGATE. That is all.

MICHAEL McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. McDonnell?—A. Fifth Ward, Dunmore.

Q. What street and number?—A. Sand street; I don't know the number—510 or something like that.

Q. Where were you born.—A. Fifth Ward.

Q. How long have you lived there in that Fifth Ward continuously?—A. All my life.

Q. How long?—A. Thirty years.

Q. Own any property?—A. No.

Q. Show me your tax receipt. This yours?—A. Yes, sir.

Q. Did you pay the taxes represented by this receipt yourself and out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2300, dated January 18, 1902, showing the payment of a county tax for Fifth Ward, Dunmore, Peter F. Reilly, collector.)

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the little stall with you when you marked your ballot?—A. No, sir.

Q. Mark anybody else's?—A. No, sir.

Q. You voted last November, did you?—A. Yes, sir.

P. J. HOPKINS, called and sworn.

Direct examination by Mr. HOLGATE:

Q. Where do you live, Mr. Hopkins?—A. Fifth Ward, Dunmore.

Q. What street and number?—A. They have changed the numbers; Lake street, 601, I think.

Q. How long have you lived there?—A. All my life.

Q. Where were you born?—A. Right there.

Q. How old are you?—A. Forty.

Q. Show me your tax receipts. This your tax receipt?—A. Yes, sir.

Q. Pay the tax represented by this receipt yourself and out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2301, dated January 18, 1901, showing the payment of a county tax, Fifth Ward, Dunmore, Reilly, collector.)

Q. Mark your own ballot?—A. Yes, sir.

Q. Anyone in the stall with you?—A. No, sir.

Q. Mark anybody else's ballot?—A. No, sir.

Q. You voted at the election held last fall?—A. Yes, sir.

PATRICK L. McDONNELL, called and sworn.

Direct examination by Mr. HOLGATE:

Q. You live in the Fifth Ward, Dunmore?—A. Yes, sir.

Q. What street and number?—A. Sand street.

Q. What number?—A. I haven't got any number.

Q. How long have you lived there?—A. All my lifetime.

Q. Born there?—A. Yes, sir.

Q. How old are you?—A. Thirty years.

Q. Live there continuously?—A. Yes, sir.

Q. Show me your tax receipt. This your receipt?—A. Yes, sir.

Q. Pay the taxes represented by this receipt out of your own money?—A. Yes, sir.

(Witness produces tax receipt numbered 2891, dated March 31, 1902, showing the payment of a county tax for the year 1898.)

Q. Got any other tax receipts?—A. Yes, sir; they ain't no good for that election.

Q. You didn't pay any taxes, then, between the 31st of March, 1902, and the 19th day of December, 1902, did you?—A. No.

Q. You have no other tax receipts but this, and that is a tax assessed against you in 1898, is it not?—A. Yes, sir.

(Tax receipt is signed W. E. Correll, collector.)

Q. Did you mark your own ballot?—A. Yes, sir.

Q. Anybody in the stall with you?—A. No, sir.

Q. Mark anybody else's ballot?—A. Not that I remember of.

Q. You voted at the last election didn't you?—A. I did.

(Counsel for the contestant now moves to strike out the entire vote of the Second District of the Third Ward of the city of Scranton, for reasons appearing in the testimony adduced before Layton Schoch, commissioner, on the 14th day of February, 1903.)



